

IN THE EL MIRAGE COURT  
IN THE COUNTY OF MARICOPA, IN AND FOR THE STATE OF ARIZONA

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In the Matter of:	)	
	)	
PRESUMPTIVE STANDARDS FOR	)	Administrative Order
REMOTE AND	)	No. 2022 - 011
IN-PERSON HEARINGS	)	
FOR THE EL MIRAGE CITY COURT	)	
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In Arizona Supreme Court Administrative Order No. 2022-88, the Arizona Supreme Court adopted presumptive standards regarding remote and in-person hearings (“Presumptive Standards”). The Administrative Order provides that the presiding judge of each municipal court, after consultation and approval of the Presiding Judge of the Maricopa Superior Court and the Arizona Supreme Court Chief Justice, may adapt the Presumptive Standards in accordance with local court resources, bandwidth, technology, hardware, software, and staffing or, for good cause, to meet unique needs in their respective cities. On September 13, 2022, after previous review and approval of the Maricopa County Presiding Judge, the Chief Justice of the Arizona Supreme Court approved the modifications proposed by the El Mirage City Court.

Pursuant to the plan adopted by the Arizona Supreme Court, a “Remote Hearing” is defined as any court hearing where one or more participant uses a technology-based platform, such as Court Connect, Zoom, Teams, WebEx, Skype, GoToMeeting, conference call lines, telephone or similar technology to participate in the court hearing.

**THEREFORE, IT IS ORDERED** adopting, as Appendix A to this Order, as Presumptive Standards for Remote and In-Person Hearings for the El Mirage City Court.

**IT IS FURTHER ORDERED** that a judicial officer assigned to a case is authorized to make a hearing-specific deviation from the presumptive manner in which a hearing must be held if holding the hearing in the presumptive manner is not practical or otherwise not in the interest of justice. If a deviation is made from the presumptive manner in which a hearing is to be held, the El Mirage Court will use reasonable measures to provide notice to the parties identifying the manner in which the hearing is to be held.

**IT IS FURTHER ORDERED** that for any hearing scheduled to be conducted remotely, any party may elect to attend the hearing in person.

**IT IS FURTHER ORDERED** that, notwithstanding the presumptive manner for holding hearings and the adaptations to the presumptive manner outlined in this Order and Appendix A, any hearing type, with the exception of criminal trials, may be conducted remotely upon the request of a party, good cause appearing, and consistent with the requirements of applicable rules.

**IT IS FURTHER ORDERED** that nothing in this Administrative Order or Appendix A, titled Presumptive Standards, confers a procedural right on any party, and neither the Administrative Order nor Appendix A, titled Presumptive Standards, may form the basis of or be used in support of a challenge to the validity of a hearing or court order.

**IT IS FURTHER ORDERED** that this order will take effect on October 3, 2022.

Dated this 20<sup>th</sup> day of September, 2022.

/s/ Michael Parascandola

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Michael Parascandola, Presiding Judge  
City of El Mirage, Maricopa County



## Appendix A Presumptive Standards Remote and In-Person Hearings by Case Type El Mirage City Court

Case Type	Hearing Type	Remote	In-Person	
<b><i>Proceedings Under Arizona Rules of Protective Order Procedure</i></b>				
	Ex Parte Hearing		X	
	Contested Protective Order [Evidentiary] Hearing		X	
	Other (Includes Dismissals)		X	
<b><i>Limited Jurisdiction Proceedings Involving Criminal Misdemeanor Charges; Under the Rules of Court Procedure for Civil Traffic, Boating, Marijuana, and Parking and Standing Violations (CTBMPSV) and Juvenile Hearing Officer Proceedings</i></b>				
		<i>Remote</i>		<i>In-Person</i>
<b><i>Criminal Misdemeanor</i></b>				
	Appearance/Arrestment/Initial			X
	Pre-trial Motion – Non-witness	X		
	Pre-trial/Motion – Witness			X
	Change of Plea/Sentencing			X
	Pre-trial Conference			X
	Sentencing Review Hearings			X
	Order to Show Cause			X
	Case Management Conference/Trial Preparedness Conference	X		
	Settlement Conference	X		
	Jury Trial			X
	Bench Trial			X
	Probation Violation Arrestment			X
	Probation Violation Hearing			X
	Probation Violation Disposition			X
	Other – Non-witness			X
	Other – Witness			X
	Bond Forfeiture			X
<b><i>Civil Traffic, Boating, Marijuana, and Parking and Standing Violations</i></b>				
	Arrestment	X		
	Trial/Contested Hearing			X
	Photo Enforcement Hearing	X		
	Other (including ID Hearings & Local Ordinance)			X
	Other (Parking)			X