

IN THE CITY COURT OF SCOTTSDALE
IN THE COUNTY OF MARICOPA, IN AND FOR THE STATE OF ARIZONA

In the Matter of:	)	
	)	
ADOPTION AND IMPLEMENTATION	)	Court Order
OF PRESUMPTIVE STANDARDS FOR	)	No. 2022 - <u>06</u>
REMOTE AND IN-PERSON HEARINGS	)	
FOR THE SCOTTSDALE CITY COURT	)	
	)	

In June 2021, the Arizona Supreme Court’s COVID-19 Continuity of Court Operations During a Public Health Emergency Workgroup (Plan B Workgroup) recommended best practices that should be retained or adapted post-pandemic, which included a recommendation that courts continue to use and expand technology to conduct remote court proceedings. In January 2022, the workgroup reconvened and issued a report, *Recommended Remote and In-Person Hearings in Arizona State Courts in the Post-Pandemic World* (“Report”).

On March 24, 2022, the Arizona Judicial Council approved adoption of the Report, which includes as Appendix 1 the Plan B Workgroup’s recommendations regarding which hearing types should be held remotely and which should be held in person (“Presumptive Standards”).

On August 3, 2022, the Supreme Court issued Administrative Order No. 2022-88 (replacing Administrative Order No. 2022-46) adopting the Presumptive Standards as set forth in Appendix 1 of the Report. Upon consultation with and approval from the presiding judge of the superior court in Maricopa County, pursuant to Supreme Court Administrative Order No. 2022-88,

IT IS ORDERED adopting Appendix 1 to this Administrative Order (“the Chart”) as the presumptive manner for holding hearings set on or after October 1, 2022, in the Scottsdale City Court.

IT IS FURTHER ORDERED that the In-Person presumption for changes of plea and sentencings does not apply to cases where the court, in its discretion, has permitted a Telephonic Plea or Plea by Mail pursuant to Rule 17.1, Arizona Rules of Criminal Procedure.

IT IS FURTHER ORDERED that for any hearing scheduled to be conducted remotely, an individual charged with an offense may elect to attend the hearing in person

IT IS FURTHER ORDERED that hearings in the Scottsdale City Court will be held in the presumptive manner, but a judge may make a hearing-specific deviation from the presumptive manner in which a hearing must be held either on its own motion or motion from a party with good cause appearing if holding the hearing in the presumptive manner is not practical or otherwise is

not in the interest of justice. The court will provide notice to the parties when such a deviation is made.

Dated this 21st day of September, 2022.

/s/
Marianne T. Bayardi
Presiding Judge, City of Scottsdale, Maricopa County

Appendix 1
Presumptive Manner for Holding Hearings Set On or After October 1, 2022, in the
Scottsdale City Court

Case Type	Hearing Type	Remote	In-Person
Criminal Misdemeanor			
	Appearance/Arraignment/Initial		X
	Pre-Trial Motion – Non-Witness	X	
	Pre-Trial Motion – Witness		X
	Change of Plea/Sentencing		X
	FIRST Pre-Trial Conference		X
	Subsequent Pre-Trial Conference	X	
	Order to Show Cause		X
	Case Management Conference/ Trial Readiness Conference	X	
	Settlement Conference	X	
	Jury Trial		X
	Bench Trial		X
	Probation Violation Arraignment		X
	Probation Violation Hearing – Non-Witness	X	
	Probation Violation Hearing – Witness		X
	Other Non-Witness	X	
	Other Witness		X
	Bond Forfeiture	X	
	Specialty Court Proceedings		X
RPOP			
	Ex Parte Hearings	X	
	Contested OP Hearing		X
CTBMPSV	Other	X	
	Arraignment	X	
	Trial/Contested Hearing		X
	Photo Enforcement Hearing	X	
	ID Hearing		X
	Other	X	
Juve. Hearing Officer Procs.		X	