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IN THE SUPREME COURT OF THE STATE OF ARIZONA

In the matter of:)	
)	
)	Supreme Court No. R-22-0009
PETITION TO ADOPT RULE 124)	
OF THE RULES OF THE)	Motion to Delay Consideration
SUPREME COURT OF ARIZONA)	of Petition
)	
_____)	

On January 10, 2022, Petitioner filed petition R-22-0009 to implement the changes to A.R.S. § 12-109 made by Senate Bill (SB) 1265 during the 2021 First Regular Session of the Fifty-fifth Legislature. The proposed rule is intended to create uniform provisions for the acceptance of electronic signatures on electronically filed (“e-filed”) documents as the e-filing project expands to additional case types.

Three comments to this rule petition were received during the comment period. The first comment was filed by the Family Court Improvement Committee and supports this petition. Two other comments, one filed by the Arizona Association of Superior Court Clerks and one filed by the State Bar of Arizona,

support the Administrative Office of the Courts' (AOC) goal of facilitating the expansion of e-filing, but raise concerns about the proposed rule's definition of "electronic signature." The State Bar's comment also raises concerns about the placement of the proposed rule, i.e., whether the best placement is indeed in the Supreme Court Rules or whether placement should be in the specific rules sets (e.g., civil, criminal, family, juvenile, probate, etc.)

Both comments request that a workgroup comprised of stakeholders and practitioners be formed to examine the verbiage of the proposed rule and make recommendations to the AOC on how best to implement SB 1265 in the Rules of Court. Petitioner supports this request.

Therefore, the undersigned requests that this Court delay ruling on petition R-22-0009 to allow for the formation of a workgroup to examine the proposed rule and make recommendations regarding the same.

RESPECTFULLY SUBMITTED this 28th day of May 2022.



[for Dave Byers]

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