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ARIZONA SUPREME COURT

In the Matter of:

PETITION TO AMEND THE RULES
OF SPECIAL ACTION PROCEDURE

Supreme Court No. R-23-0055

**COMMENT TO PETITION TO
AMEND THE RULES OF
PROCEDURE FOR SPECIAL
ACTIONS**

Pursuant to Supreme Court Rule 28(e), we personally submit this Comment to the Task Force's Petition to Amend the Rules of Procedure for Special Actions, as appellate practitioners who use the Rules of Procedure for Special Actions (and may not express the views of our respective firms). We welcome the Petition and support its objectives. This Comment provides and recommends adoption of three (3) proposed forms that practitioners may utilize should the Arizona Supreme Court amend the special action rules as proposed in the Petition. Forms like these in ARCAP have long been utilized by practitioners, to the betterment of the practice in our appellate courts. See ARCAP, at Appendix, Forms 1-5. They would work just as well in this similar set of rules.

Proposed Form 1 is a sample caption for use in an original special action

1 brought in the Superior Court, as provided for in proposed Rule 6(a). Proposed Form
2 1 adheres to the requirements set forth in proposed Rule 7(a).

3 Proposed Form 2 is a sample caption for use in an appellate special action
4 brought in the Court of Appeals, as provided for in proposed Rule 10(b).

5 Proposed Form 3 is a sample caption for use in a petition for special action
6 review of an Industrial Commission decision, as provided for in proposed Rule
7 21(b).

8 WHEREFORE, we respectfully request that the Court adopt the Petition as
9 modified to incorporate the attached forms.

10 DATED this 3rd day of May, 2024.

11 FENNEMORE CRAIG, P.C.

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13 By: /s/ Emily Ward
14 Emily Ward

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16 SNELL & WILMER LLP

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18 By: /s/ Amanda Weaver
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