



Arizona Supreme Court No. R-25-0043

Page 2 of 3

TO:

Rule 28 Distribution

David K Byers

**ATTACHMENT<sup>1</sup>**

**RULES OF PROCEDURE FOR  
THE JUVENILE COURT**

**Rule 108. Change of Judge**

**(a)-(b) [No change]**

**(c) Without Cause.**

**(1)-(3) [No change]**

**(4) *Remand by Appellate Court.***

(A) In cases remanded from an appellate court, the right to a change of judge without cause is renewed and no event connected with the first proceeding constitutes a waiver:

(i) if the appellate decision requires a new proceeding or contested hearing;  
and

(ii) the party seeking a change of judge has not previously filed a notice of change of judge of right.

(B) Any notice of change of judge filed under this rule must be filed no later than 15 days after issuance of the appellate court's mandate under Rule 602(i)(14) (incorporating ARCAP 24).

~~(A) If the appellate court remands a case that remains assigned to the original judge, the parties do not have a renewed right to a change of judge.~~

~~(B) If upon remand the case is assigned a new judge, a party who has not waived a right under subpart (b)(3) or who has not previously filed a notice of change of judge of right may file a notice no later than 10 days after notice to the requesting party of the assignment of the case to a new judge.~~

**(d) [No change]**

---

<sup>1</sup> Additions to the text of the rules are shown by underscoring and deletions are shown by ~~strike through~~.