

Hon. Ronald Reinstein (ret.), Chair  
Capital Case Oversight Committee  
1501 W. Washington, Suite 410  
Phoenix, AZ 85007

**IN THE ARIZONA SUPREME COURT**

IN THE MATTER OF:	)	Supreme Court Number
	)	R-13-0050
PETITION TO AMEND	)	
RULE 31.17(c), ARIZONA RULES	)	Comment from the Capital
OF CRIMINAL PROCEDURE	)	Case Oversight Committee
_____	)	

The Capital Case Oversight Committee (“Oversight Committee”) discussed a draft of this rule petition during a public meeting on October 30, 2013, prior to the petition’s filing date, and considered the petition at a public meeting on March 31, 2014, subsequent to its filing.

Members of the Oversight Committee and guests from the federal court attending these meetings agreed that the issuance of an execution warrant contemporaneously with the denial of a petition for review is unnecessary and causes significant administrative costs. A member of the Oversight Committee expressed concern that the proposed amendment contained no “triggering mechanism” that would prompt the Court to issue an execution warrant if a defendant did not file a federal habeas petition within the time specified in the

amendment. With this caveat, the members of the Oversight Committee unanimously support the Court's adoption of the rule amendments proposed by R-13-0050.

Respectfully submitted this 19<sup>th</sup> day of May 2014

By: /s/ \_\_\_\_\_  
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