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7 **IN THE SUPREME COURT**
8 **STATE OF ARIZONA**

9 In the Matter of:

Supreme Court No. R-17-0016

10 **PETITION TO AMEND THE**
11 **RULES OF PROCEDURE FOR**
12 **EVICITION ACTIONS**

REPLY OF THE
STATE BAR OF ARIZONA

13
14 Pursuant to Rule 28, Ariz. R. Sup. Ct., the State Bar of Arizona (“State Bar”),
15 responds to the Comments submitted concerning this Petition. The Petition requests
16 an amendment to the Rules of Procedure for Eviction Actions by adding rules
17 clarifying computation of time in eviction actions as Rules 3(c) and (d), and by
18 deleting Rule 5(e) on the computation of time for service of the summons and
19 complaint – as Rule 5(e) would be subsumed under the proposed rule.
20


21
22 The Rules of Procedure for Eviction Actions are the only rules that do not
23 have a specific rule on how to compute the time in which to act. The Petition intends
24 to rectify this omission and bring clarification on this issue to eviction cases.
25

1 Three Comments to the Petition were filed. In light of these Comments, the
2 State Bar suggests that a new comment addressing Rule 3(c)-(d), and asserting these
3 Rules' conformance with A.R.S. §§ 1-243(a) and 1-303(A), and Rule 6(a), Ariz. R.
4 Civ. P., could be added to eradicate any ambiguity as to the holidays that fall within
5 the "legal holiday" category referenced in Rule 3(d), to the extent that any such
6 ambiguity exists.
7


8
9 **CONCLUSION**

10 The State Bar respectfully requests that the Court approve this Petition.
11

12 RESPECTFULLY SUBMITTED this 28th day of June, 2017.
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15 
16 Lisa M. Panahi
17 General Counsel
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19 Electronic copy filed with the
20 Clerk of the Arizona Supreme Court
21 this 30th day of June, 2017.

22 by: 
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