

SUPREME COURT OF ARIZONA

In the Matter of ) Arizona Supreme Court  
 ) No. R-20-0016  
RULE 37(B) OF RULES )  
OF FAMILY LAW PROCEDURE )  
 ) **FILED: 8/31/2020**  
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**ORDER  
AMENDING RULE 37(b) OF THE RULES OF FAMILY LAW PROCEDURE**

A petition having been filed proposing to amend Rule 37(b) of the Rules of Family Law Procedure, and there being no comments, the Court having considered the petition,

**IT IS ORDERED** that Rule 37(b) of the Rules of Family Law Procedure is amended in accordance with the attachment to this order, effective January 1, 2021.

DATED this 31st day of August, 2020.

\_\_\_\_\_/s/\_\_\_\_\_  
ROBERT BRUTINEL  
Chief Justice

Arizona Supreme Court No. R-20-0016

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TO:

Rule 28 Distribution

Lisa M. Panahi

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

**RULES OF FAMILY LAW PROCEDURE**

**Rule 37. Substitution of Parties: Death, Incompetency, Incapacity, and Transfer of Interest**

(a) [No change]

(b) **Incompetency or Incapacity**. If a party becomes incompetent or incapacitated, the court may—on motion or on stipulation of the parties and the incompetent or incapacitated party’s representative—permit the action to be continued by or against the party’s representative. Anyone filing such a motion must serve the motion on the parties as provided in Rule 43 and on the incompetent or incapacitated party’s representative in the same manner that a summons and pleading are served under Rule 40(f)(1) or 41, as applicable.

(c) [No change]

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