



IN THE COMMUNITY COURT OF THE
SALT RIVER PIMA-MARICOPA INDIAN COMMUNITY

_____, <i>(Print Full Name)</i> Petitioner, v. _____, <i>(Print Full Name)</i> Respondent.	Case No.: _____ <i>(Leave Blank; For Official Use Only)</i> <input type="checkbox"/> REQUEST FOR / <input type="checkbox"/> NOTICE OF <input type="checkbox"/> CHANGE OF JUDGE <i>(SRP-MIC Code 4-26; Rules of Judicial Conduct)</i>
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COMES NOW, _____ and alleges and states the following:

1. The Community Court judge who presides over the above-captioned and styled matter is the Honorable _____.
2. The aforementioned judge has/ has not made a ruling on an issue of law or fact in this matter.
3. The requesting party has/ has not previously requested a change of judge in this matter.
4. The aforementioned judge is not qualified to preside over the above-captioned and styled matter because the judge has: *(check all that apply)*

<input type="checkbox"/> an interest in the outcome of the case	<input type="checkbox"/> a close familial relationship to a party by blood or marriage
<input type="checkbox"/> a personal bias against a party or advocate	<input type="checkbox"/> a relationship to a party by the first degree
<input type="checkbox"/> direct knowledge of the facts at issue	<input type="checkbox"/> not applicable <i>(I am exercising my right to a change of judge in a civil case pursuant to Sec. 4-26(a))</i>

5. The allegation(s) in paragraph 4 are supported by the fact(s) alleged in the affidavit attached hereto as Attachment A and incorporated as if fully set forth herein. *[Note: Affidavit is not required if you are requesting a change of judge under Sec. 4-26(a) of the Code of Ordinances.]*

(Requestor's Signature)

Print Name: _____
 Address of Record: _____

 Daytime Phone: (____) _____
 Message Phone: (____) _____

CERTIFICATE OF MAILING/DELIVERY

I hereby certify that on the ___ day of _____, _____, I served a true and correct copy of the foregoing request by first-class U.S. mail/ hand delivery to: _____

(Requestor's Signature)

CASE NUMBER: _____

ORDER AND NOTICE

NOW, on this ____ day of _____, _____, upon the request of the _____, the undersigned judge having considered the motion and being fully informed of the premises cited therein, finds that:

A "Notice of Change of Judge" has been timely filed in accordance with Sec. 4-26(a) of the Salt River Pima-Maricopa Indian Community Code of Ordinances and the requestor is entitled to a change of judge as a matter of right.

The requestor is not entitled to a change of judge as a matter of right and the opposing party(ies) should have an opportunity to file an objection to the request before this issue is heard..

IT IS HEREBY ORDERED, ADJUDGED AND DECREED: This matter shall/ shall not be reassigned to another judge, effective immediately. This matter shall/ shall not be set for hearing on the ____ day of _____, ____ at _____ .m. before the undersigned judge and any objections to the request must be filed at least 48 hours before the hearing. The court clerk shall serve on all parties a copy of this order and the notice of hearing, if applicable.

Parties shall be deemed to have notice of this order upon completion of service in accordance with Community law.

SO ORDERED on _____.

[S E A L]

COMMUNITY COURT JUDGE

CERTIFICATE OF MAILING/DELIVERY

I hereby certify that on the ____ day of _____, _____, I served a true and correct copy of the foregoing order by first-class U.S. mail/ hand delivery to: _____

_____.

COMMUNITY COURT CLERK

ATTACHMENT A

_____)
(County or Reservation)
) ss.
_____)
(State)

AFFIDAVIT

I, _____, the undersigned affiant, being first duly sworn, do hereby depose and say in support of my Request for Change of Judge and in accordance with Rule 4-26(c) of the Salt River Pima-Maricopa Indian Community Code of Ordinances that:

1. My full name is: _____.

2. I am a party named in the following case:

Plaintiff/Petitioner: _____

Defendant/Respondent: _____

Case Number: _____

3. The judge presently assigned to the case is not qualified under Community law to preside over the case for the following reason(s): _____

_____.

DATED THIS ____ day of _____, 20____.

(Requestor's Signature - Signed before Notary Public or Court Clerk)

Print Name: _____

Address of Record: _____

Daytime Phone: (____) _____

Message Phone: (____) _____

SUBSCRIBED AND SWORN TO
before me this __ day of _____,
_____.

(Notary Public or Court Clerk Signature)
My commission expires: _____