



The Salt River Pima-Maricopa Indian Community Court

10040 E. Osborn Road Scottsdale, Arizona 85256
(480) 362-6315

In the matter of:

**COURT OPERATIONS DUE TO THE
CONTINUING PUBLIC HEALTH
EMERGENCY CAUSED BY THE
CORONAVIRUS**

ADMINISTRATIVE ORDER 20-0013

This Administrative Order is issued to describe operations for the Salt River Pima-Maricopa Indian Community Court as it resumes full operations following the public health emergency related to the Coronavirus (COVID-19). The Community issued a Local Emergency Declaration and on-going guidance to departments regarding essential services beginning March 20, 2020. Community government and the Community Court are returning to full operations. Consistent with directives from executive administration including the phased return to work guidelines and pursuant to section 4-31a(a)(viii) of the Code of Ordinances, the Court issues the following orders:

1. This administrative order supersedes Administrative Orders 20-0001, 20-0002, 20-0003, 20-0004, 20-0005, 20-0006, 20-0007, 20-0009, 20-0010, 20-0011, and 20-0012.
2. Because large public gatherings have been discouraged by public health officials, it has not been possible to seat juries or compel the attendance of counsel and witnesses. This may continue to be a challenge in the coming months. Therefore, in the interest of justice and pursuant to Rule 7.2(2) of the Rules of Criminal Procedure, all time frames from Friday, March 20, 2020 until a post arraignment hearing is conducted in each criminal matter are excluded for speedy trial right purposes. The Court will resume issuing jury summonses according to the Rules of Criminal Procedure.
3. In the interest of justice and pursuant to Rule 7.2(2) of the Rules of Criminal Procedure, all time frames from Friday, March 20, 2020 until April 12, 2021, are excluded for purposes of scheduling the arraignment as required by Rule 5.

Hearings in criminal matters and certain civil and emergency matters will be set according to the following schedule:


- Arraignments, including those previously vacated due to COVID19, will take place Monday and Friday excluding Community holidays.
- Hearings on petitions for temporary restraining orders, domestic violence orders of protections, and any emergency petition will take place Monday through Friday.
- Juvenile detention hearings will take place every day as needed.
- Initial appearances for adults will take place daily as needed.

Any party seeking an exception from this order should submit an appropriate motion to the assigned judge.

4. Judges are authorized to conduct ex parte hearings regarding orders of protection via telephone or other electronic means.
5. All time frames and personal service requirements pursuant to the Rules of Civil Procedure are excluded from Friday, March 20, 2020 until April 12, 2021.
6. The Court will return to normal business hours as of April 12, 2021 and be open to the public from 8 a.m. to 5 p.m. Monday through Friday excluding Community holidays. For all hearings, parties and practitioners may continue to participate via telephone or video conference. The Court will resume collection of fees and fines.
7. Drug Court will remain suspended until further order of the Court. Participants will suffer no adverse consequences as a result of the suspension necessitated by the public health emergency.
8. All court ordered visits for Department of Corrections inmates and detainees are suspended for the duration of any Department of Corrections policy enacted pursuant to the Community's emergency declaration and subsequent guidelines related to the coronavirus.
9. Everyone entering the Court is required to obey the safety protocols posted at each Court entrance. Court staff are authorized to exclude anyone from the Court if they refuse to obey the safety protocols. Refusal to obey a posted safety protocol will not generally constitute good cause for failing to appear for a scheduled Court hearing or other Court related event or appointment. During Court hearings, a judge may authorize removal of a mask or face covering for purposes of witness testimony, identification, or other reason a judge deems appropriate provided that social distancing and other safety measures are in place.
10. **REMINDER: Practitioners and parties are reminded that all supporting documents that are required by the Code of Ordinances and any rule of procedure must be on file with the Court before a matter can proceed. Failing to submit required documents could result in a hearing being rescheduled or a matter dismissed.**
11. All practitioners are required to inform their clients of this Administrative Order.

SO ORDERED this 8th day of April, 2021.

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Acting Presiding Judge Darayne Achin,
Salt River Pima-Maricopa Indian Community Court