

1 Honorable Dean M. Fink
2 Presiding Judge, Arizona Tax Court
3 Superior Court of Arizona, Maricopa County
4 125 W. Washington St., Suite 202
Phoenix, AZ 85003
(602) 506-3776

5 IN THE SUPREME COURT OF THE STATE OF ARIZONA

6
7 In the Matter of:) Supreme Court No. R-13-____
8)
9 PETITION TO AMEND RULE 10)
10 OF ARIZONA TAX COURT RULES)
11 OF PRACTICE)

12 Pursuant to Rule 28, Rules of the Supreme Court of Arizona, the Presiding
13 Judge of the Arizona Tax Court, respectfully petitions this Court to adopt the
14 attached proposed amendment to Rule 10 of the Arizona Tax Court Rules of
15 Practice. This is not a substantive request but rather is a request to eliminate any
16 confusion that may arise from the current wording. Rule 10 indicates that there
17 are different cover sheets for record tax cases and for small tax claims. However,
18 there is no requirement of separate cover sheets and separate cover sheets are not
19 necessary. As a result, the Arizona Tax Court requests removal of the sentence
20 in Rule 10 which states that there are separate forms.

21 The Arizona Tax Court is in the process of combining the forms, and the
22 current language may cause confusion for unrepresented litigants and attorneys
23 who do not regularly practice in Tax Court. Moving to one cover sheet for both
24 cases types allows the court flexibility and reduces cost and time in maintaining
25 two separate forms. In addition, the use of a single form will eliminate cases in
26 which unrepresented litigants use the incorrect form for their case type, which
27 frequently occurs.
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1 For the foregoing reasons, the Presiding Judge of the Arizona Tax Court,
2 respectfully requests this Court amend Rule 10 of the Arizona Tax Court Rules
3 of Practice to eliminate the last sentence.

4 Respectfully submitted this 10th day of January, 2013.

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6
7 Hon. Dean M. Fink
8 Presiding Judge, Arizona Tax Court
9 Superior Court of Arizona, Maricopa County

10 Original and six (6) copies delivered this
11 10th day of January, 2013 to:

12 Clerk of the Arizona Supreme Court
13 1501 W. Washington, Suite 402
14 Phoenix, AZ 85007

15 Copy delivered this
16 10th day of January, 2013 to:

17 David K. Byers, Director
18 Administrative Office of the Courts
19 1501 W. Washington St.
20 Phoenix, Arizona 85007
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27
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Exhibit A

Arizona Tax Court Rules of Practice

Rule 10. Filing of Cover Sheet

When filing a case in the Tax Court, the plaintiff shall furnish the Clerk, on a form provided by the Clerk, such information concerning the parties, their representatives, or the plaintiff's claim, as is requested on the form. The forms, designated "Cover Sheets", shall be available on request from the Tax Court, or from the Clerk of the Superior Court in Maricopa County. ~~There are different cover sheets for record tax cases and for small tax claims.~~