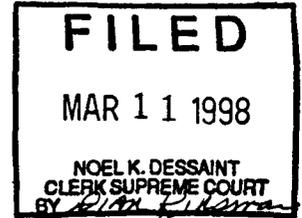


IN THE SUPREME COURT OF THE STATE OF ARIZONA



In the Matter of:)
)
Arizona State, Tribal and) Administrative Order
Federal Court Forum)
) No. 98- 16
) (Replacing Administrative
) Order 94-65)
)

The interaction of federal court jurisdiction with tribal court and state court jurisdiction in Arizona results in unique jurisdictional issues and opportunities for cooperation between state, federal and tribal judiciaries. Recognizing this jurisdictional interaction, the Arizona State and Tribal Court Forum, formed in 1990 under the auspices of the Conference of Chief Justices, recommended creation of an ongoing court forum which includes state, tribal and federal members. In response to this recommendation and the continuing work of the original Forum, in 1994 the chief judges of the United States Ninth Circuit Court of Appeals and the District Court of Arizona appointed judges to serve on such a forum. Chief judges and justices of Indian tribes and nations throughout Arizona also expressed interest in participating in this Forum.

This order updates Forum membership provisions by replacing the tribal prosecutor member with an additional tribal judge and by establishing terms of office. This order also appoints new tribal court members due to personnel changes at tribal courts.

NOW, THEREFORE, IT IS ORDERED that the "Arizona State, Tribal and Federal Court Forum" is hereby established for the following purposes:

1. To foster mutual understanding and acceptance by state, tribal and federal judges of the similarities and differences between each other's courts and legal systems, particularly pertaining to the resolution of jurisdictional issues.
2. To promote improvement in the quality of justice delivered in the context of the overlapping jurisdiction of state, tribal and federal courts through judicial education, professional court administration, education of attorneys and the public about tribal courts, and the sharing of personnel facilities and programs, as well as appropriate state, tribal and federal funding.
3. To promote respect for and recognition of the judicial proceedings and judgments among the three court systems in order to minimize the need for litigation regarding jurisdictional issues.
4. To increase operational communication, cooperation and coordination among state,

tribal and federal courts and other justice agencies in Arizona.

5. To promote legislative, regulatory and court rule changes to further the coordination of and cooperation among the three court systems.
6. Any other purposes deemed by a majority of Forum members to be in the best interests of state, tribal and federal courts and of the justice system serving the citizens of Arizona affected by the interaction of these three systems.

Organization

The Court Forum shall consist of four Federal members, five State members, seven Tribal members, one State Bar member, and one Public member. The Federal members shall include a judge of the Ninth Circuit Court of Appeals appointed by the Chief Judge or the Circuit, a judge of the District of Arizona appointed by the Chief Judge of the District, the U.S. Attorney or designee, and the Federal Public Defender or designee. The State members shall include an appellate judge and three trial court judges appointed by the Chief Justice and the Arizona Attorney General or designee. The Tribal members shall include at least seven chief judges or justices or their designees who express interest in Forum membership and who are appointed by the Chief Justice.

Membership

State and tribal judicial members and the public member shall be subject to appointment to two year terms after their initial terms which shall expire June 30th of the year indicated in Appendix A. Members serving due to office, by appointment of an officer other than the chief justice, or by designation of an officer, shall not have a term. Based on action of appointing authorities and agreement of all persons named, the court Forum chair and membership shall consist of the persons listed in Appendix A.

IT IS FURTHER ORDERED that this order replaces Administrative Order 94-65.

DATED this 11th day of March, 1998.

Thomas A. Zlaket
Chief Justice

APPENDIX A

ARIZONA STATE, TRIBAL AND FEDERAL COURT FORUM MEMBERSHIP Judge Michael C. Nelson, Chair, Apache County Superior Court (Term expires June 30, 1999)

FEDERAL

Judge William C. Canby, Jr., 9th Circuit, Court of Appeals

Judge Earl H. Carroll, U.S. District Court, District of Arizona

Joseph Lodge, Deputy Chief, U.S. Attorney

Federic F. Kay, Federal Public Defender

STATE

Judge Susan A. Ehrlich, Arizona Court of Appeals
(Term expires June 30, 2000)

Judge Michael Irwin, La Paz County Superior Court
(Term expires June 30, 1998)

Judge Sherry Hutt, Maricopa County Superior Court
(Term expires June 30, 1999)

James R. Redpath, Office of Attorney General

TRIBAL

Judge Allen Sloan, Navajo Nation District Court, Window Rock
(Term expires June 30, 1998)

Chief Judge Malcolm A. Escalante, Tohono O'odham Judiciary
(Term expires June 30, 1999)

Chief Judge Cornelia V. Cruz, Pascua Yaqui Tribal Court
(Term expires June 30, 1999)

Chief Judge Kay A. Lewis, White Mountain Apache Tribal Court
(Term expires June 30, 1999)

Judge Jay Pedro, Gila River Children's Court
(Term expires June 30, 1998)

APPENDIX A (continued)

Chief Judge Neil T. Flores, Sr., Colorado River Indian Tribal Court
(Term expires June 30, 2000)

Chief Judge Spenser D. Thomas, Ak-Chin Indian Community
(Term expires June 30, 2000)

ADDITIONAL MEMBERS

State Bar of Arizona Member, Frederick K. Steiner, Jr., Snell & Wilmer
(Term expires June 30, 1998)

Public Member, Professor Rebecca Tsosie, Arizona State University, College
(Term expires June 30, 2000)