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REBECCA PADILLA  
CLERK OF SUPERIOR COURT

2023 FEB 28 PM 1:54

BY: MP  
DEPUTY

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**

**IN AND FOR THE COUNTY OF PINAL**

**IN THE MATTER OF DETAINING A ) ADMINISTRATIVE ORDER**  
**JUVENILE TRANSFERRED TO ADULT )**  
**COURT FOR CRIMINAL PROSECUTION )**  
**\_\_\_\_\_ ) No. 2023-00015**

**WHEREAS**, the Presiding Judge of the Superior Court of Arizona in and for Pinal County is the chief judicial officer of the county and has administrative authority over all courts in Pinal County, pursuant to Article VI of the Arizona Constitution and Arizona Supreme Court Administrative Order No. 2017-79; and

**WHEREAS**, Rule 7.7 of the Rules of Criminal Procedure states that a juvenile transferred to adult court pursuant to A.R.S. § 13-501 may be detained in a juvenile detention facility or adult detention facility.; and

**WHEREAS**, when a juvenile is being detained in an adult detention facility, a review of detention placement must be held every 30 days to determine whether the juvenile should remain in the adult detention facility. The court's determination must be in writing with the following factors considered:

1. The best interests of the juvenile who is detained in the adult detention facility and other juveniles in the juvenile detention facility;
2. the juvenile's age;
3. the juvenile's physical and mental maturity;
4. the juvenile's present mental state, including whether the juvenile presents an imminent risk of self-harm;
5. the nature and circumstances of the alleged offense;
6. the juvenile's history of prior delinquent acts;
7. the ability of the juvenile and adult detention facilities to meet the specific needs of the juvenile while also protecting the safety of the public and the safety of other detained juveniles;

8. the existing programs and facilities for juveniles at the juvenile and adult detention facilities; and
9. any other factors the court deems relevant.

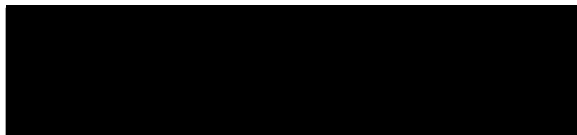
**NOW, THEREFORE, IT IS ORDERED** to ensure the court has current information to make an informed decision, court staff shall do the following:

1. The Clerk of the Court shall calendar a Detention Review Hearing every 30 days following the Arraignment in Adult Court or as otherwise directed by the trial court judge.
2. The Adult Probation Department in coordination with Juvenile Court Services shall prepare a report (on a form approved by the Presiding Criminal Judge), that adequately addresses Items 1-9 and submit it to the sentencing judge.
3. The defense attorney must be notified and approve prior to any interview of the juvenile. This report shall also be distributed to the prosecuting and defense attorneys of record.


Pursuant to Rule 7.7(d), a juvenile cannot be detained in an adult detention facility for more than 180 days unless the court makes a written finding that good cause exists to keep the juvenile in the adult detention facility, or the juvenile consents to remaining in the adult detention facility and the court determines that the consent is knowing, intelligent, and voluntary.

This Order is effective immediately.

DATED this 28<sup>th</sup> day of February, 2023



Honorable Jason R. Holmberg  
Criminal Presiding Judge



Honorable Joseph R. Georgini,  
Presiding Judge

Filed: Clerk of the Court

Copies to:

All Superior Court Judges

Rebecca Padilla, Clerk of Court

Saul Schoon, Chief Adult Probation Officer

Denise Smith, Juvenile Court Services Director

Kent Volkmer, County Attorney

David Rodriguez, County Attorney's Office

Kate Milewski, Public Defender

Cathryn Whalen, Public Defense Services