



1-1-07

Questions & Answers

One of the major initiatives of the Clerk's Office in Maricopa County has been referred to as "1-1-07," signifying the date Clerk's operations will see significant changes in several areas. The following questions and answers should help clarify those changes and the potential level of impact on your practice. More information, including additional questions and answers, will be available on the Clerk's website.

Q: *Can I eFile in any Superior Court matter after January 1?*

A: No. There is no complete case type that is or will be eFiling on 1/1/07. All eFiling in the Superior Court in Maricopa County is conducted on a pilot basis. In civil cases, only those who receive a minute entry to participate in an individual case are allowed to eFile and eFiling is mandatory in those cases. In criminal cases, eFiling is permissive for public and private attorneys who have a case assigned to a participating eFiling criminal division.

Q: *Are all paper files going away on 1-1-07?*

A: No. Beginning in 2007, the Clerk's Office will stop pulling hard copy files in adult case types initiated after Jan. 1, 2002, because those cases have been scanned and imaged and are available for viewing electronically. All requests for 2002 and more recent adult public case files will be directed to the electronic court record (ECR). Public access terminals are available at all Clerk's locations for the public; internal court users will view the images from their computer. Sealed documents in all case types and all case years will continue being filed and maintained in paper.

Q: *How will a case that is appealed to the Court of Appeals be processed?*

A: A paper record will continue being provided until alternative means to manage the court record are explored.

Q: *How will the record be transferred in a Change of Venue after 1/1/07?*

A: There will be no change from the current process. A paper record will continue to be provided until alternative means to manage the court record are explored.

Q: *Will exhibits utilized in court and/or offered in evidence be subject to 1/1/07?*

A: There will be no change to court exhibits related to 1/1/07. The current process will remain in place.

Q: *Where can I read more about the eFiling pilots in Maricopa County?*

A: Superior Court Administrative Order 2005-091 provides details on which processes are done in paper and which are done electronically and is available at <http://www.superiorcourt.maricopa.gov/adminOrders/2005/ao2005-091.pdf>.

Correction

October 2006's issue of *The Brief* included an incorrect and unaffiliated site for the Maricopa County Clerk of the Superior Court's website. The correct web address for the Clerk, where you can find back issues of *The Brief* and many other useful links and helpful information is www.clerkofcourt.maricopa.gov.