

**JUDICIAL COUNCIL MEETING  
Minutes**

**July 18, 2022**

**Meeting conducted through Webex**

**9:00 a.m. – 11:45 a.m.**

***Chief Justice Matthew B. Durrant, Presiding***

**Members:**

Chief Justice Matthew B. Durrant, Chair  
Hon. Todd Shaughnessy, Vice Chair  
Hon. Brian Brower  
Hon. Samuel Chiara  
Hon. Augustus Chin  
Hon. David Connors  
Hon. Ryan Evershed  
Hon. Paul Farr  
Hon. Michelle Heward  
Hon. Elizabeth Lindsley  
Hon. David Mortensen  
Justice Paige Petersen  
Hon. Kara Pettit  
Margaret Plane, esq.

**Excused:**

Hon. Keith Barnes  
Hon. Derek Pullan  
Daniel Meza Rincon

**Guests:**

Jonathan Adams, OLRGC  
Matthew Barraza, Indigent Defense Commission  
Hon. Dennis Fuchs, Senior Judge  
Juana Gutierrez, Staff Interpreter  
Justice Diana Hagen, Supreme Court  
Holly Langton, Office of Planning & Budget

**AOC Staff:**

Ron Gordon  
Cathy Dupont  
Michael Drechsel  
Brody Arishita  
Shane Bahr  
Cheri Fifield  
Stacy Haacke  
Alisha Johnson  
Jessica Leavitt  
Tania Mashburn  
Jordan Murray  
Bart Olsen  
Jim Peters  
Jon Puente  
Keri Sargent  
Neira Siaperas  
Nick Stiles  
Karl Sweeney  
Melissa Taitano  
Jeni Wood

**Guests:**

Miguel Medina, Staff Interpreter  
Justice John Pearce, Supreme Court  
Adam Trupp, Indigent Defense Commission  
Colin Winchester, Tooele County Attorney's Office

**1. WELCOME AND APPROVAL OF MINUTES: (Chief Justice Matthew B. Durrant)**

Chief Justice Matthew B. Durrant welcomed everyone to the meeting.

**Motion:** Judge David Connors moved to approve the June 27, 2022 Judicial Council meeting minutes, as amended to correct minor typographical errors. Judge Todd Shaughnessy seconded the motion, and it passed unanimously.

**2. OFFICE OF INNOVATION BUDGET REQUEST: (Chief Justice Matthew B. Durrant)  
Management Committee meeting**

The Management Committee and a representative from the Supreme Court met, pursuant to CJA Rule 3-105 to discuss this particular budget request. The Committee determined that the request implicated the Supreme Court's exclusive authority with respect to the regulation of the practice of law and it implicated the exclusive authority of the Council with budgetary matters. The Committee recommended that the \$200,000 one-time request from the Office be approved, based on the Supreme Court's acknowledgement that this would not serve in any way as precedent for future requests. If approved, this would represent the first time that court money has been used to fund the regulation of the practice of law, which has always been funded through the Utah State Bar. The Council would have the authority to determine any future requests on the merits.

**Utah State Bar**

Eric Christiansen, Bar President Elect, will hold a meeting in August to discuss whether the Office can be housed in the Bar. The Bar expects a decision in 8-12 months. Judge Connors asked why the Bar needed to determine if the Office is housed there, since it has already been determined that this is part of the regulation of the practice of law. Margaret Plane said the Bar would like the opportunity to go through a deliberative process because of the political nature, in terms of its relationship with its members and the Supreme Court. And, the Bar needs time to address what, if any, rules need to be considered. Ms. Plane stated it would be helpful to allow the Bar this time. Justice Petersen said the Bar recognized that funding would be disrupted if they are moved to a nonmandatory Bar.

Judge Pettit was concerned that if the Council funded the \$200,000, the Bar may not see this as an urgent item for consideration. Chief Justice Durrant said that the Supreme Court respected Bar leadership and felt the better way to conduct business was to request this from the Bar and be patient during their consideration. Ms. Plane will convey the urgency of this issue to the Bar.

**Budget and Fiscal Management Committee (BFMC) meeting**

Judge Pettit summarized the BFMC actions regarding the one-time request for \$200,000 for the Office. The BFMC supported the use of the ARPA funds in the amount of \$324,500 to assist with the gap in funding for the Office until a permanent home for the Office can be found. The BFMC chose to wait on the \$200,000 because it appears as though there is currently sufficient funding to allow operations through this fiscal year and the Office is waiting to hear if they will receive a grant for their additional needs. If the grant funding is not approved, the Office can ask the BFMC to approve the additional \$200,000. Judge Pettit thought it would be financially prudent to postpone the decision to approve the additional \$200,000 and noted that one-time funding requests are sent to the BFMC regularly. If the Council approves the \$200,000,

now, they would be making that prioritization without knowing what other requests may come in for the remainder of the fiscal year.

### **Proposed new Stand Together Foundation grant**

Nick Stiles was unsure as to when they would be notified on whether the Office will be awarded the \$975,000 grant funds from the Stand Together Foundation. Mr. Sweeney indicated that the Office's current funds would only last about 1.25 years. Mr. Stiles explained that the Office still has some funds left over from their original grant and the use of the ARPA funds that were approved. He stated that if the grant was approved, the \$200,000 would be returned. Justice John Pearce pointed out that people recognize that so far, the Office's funds have come from outside sources and believed that the Office may have a better chance at receiving grants if the courts showed a level of commitment. Judge Pettit wondered if Stand Together would reduce the proposed amount by \$200,000 if the Council approved this funding. Judge Connors said it was inaccurate for people to believe that the Office has only been funded by outside entities since the Council approved ARPA funds. Judge Connors asked if it would be possible to postpone a decision on the \$200,000 for 30 days to allow time for the grant to possibly be approved. Justice Paige Petersen saw a problem with waiting because the grant decision may take longer and the Office doesn't feel like the courts are supporting them. Mr. Stiles wondered if the money that is available now might be used on other budget requests and not may be available in 30 days.

**Motion:** Judge Pettit moved to defer the \$200,000 one-time carryforward budget request pending an answer on the grant with the understanding that if it takes too long to receive word back on the grant, the Council can readdress the request. Judge Chiara seconded the motion, and it passed with Judge Pettit, Judge Chiara, Judge Connors, Judge Lindsley, Judge Heward, Judge Evershed, and Judge Shaughnessy voting in favor of the motion and Judge Mortensen, Judge Brower, Judge Farr, Ms. Plane, and Justice Petersen opposed to the motion.

Chief Justice Durrant thanked everyone for their careful consideration of this issue. This item will be placed on each Council agenda for updates until this issue is resolved.

### **3. CHAIR'S REPORT: (Chief Justice Matthew B. Durrant)**

Chief Justice Durrant was thrilled to announce that Judge Jill Pohlman has been nominated to serve on the Supreme Court.

### **4. STATE COURT ADMINISTRATOR'S REPORT: (Ron Gordon)**

Ron Gordon noted that Judge Pohlman's confirmation hearings will take place on July 19<sup>th</sup> with the second hearing being held the following week. Mr. Gordon thanked Michael Drechsel for his work on the judicial compensation request that will be presented to the Elected Officials and Judicial Compensation Commission. The compensation request focused on the changing nature of compensation in the legal market in Utah, the changing complexity of cases, and the decrease in the number of judicial applications over the past couple of years.

The Green Phase Workgroup established the virtual/in person hearings, district and justice court issues, rules, and general best practices subcommittees. They will meet monthly until their work is done, which is estimated to be in September. The most likely outcome will be

to recommend factors for judges to consider when deciding whether to hold virtual or in person hearings.

There are eight people who will attend the 2022 CCJ/COSCA Western Region Summit in September. The Summit will focus on virtual hearings. The Office of Fairness Committee has started working on their strategic planning process. Mr. Gordon thanked Cathy Dupont for her extraordinary leadership and the incredible legacy she leaves behind. Chief Justice Durrant expressed a sense of personal gratitude for her work in very turbulent waters. Ms. Dupont will miss working for the courts and looks forward to her retirement.

**5. SELECTION OF EXECUTIVE COMMITTEE – JUDGE BRIAN BROWER: (Ron Gordon)**

The Management Committee approved placing Judge Brian Brower on the Liaison Committee to fill Judge Brook Sessions’ seat. Judge Brower has a history of working with legislative issues and will be a great addition to the committee.

**Motion:** Judge Mortensen moved to approve placing Judge Brian Brower on the Liaison Committee, as presented. Judge Farr seconded the motion, and it passed unanimously.

**6. COMMITTEE REPORTS:**

**Management Committee Report:**

The work of this committee is reflected in the minutes.

**Budget & Fiscal Management Committee Report:**

The work of the committee will be addressed later in this meeting.

**Liaison Committee Report:**

Judge Kara Pettit noted issues that are being studied include preliminary hearings, debt collection from the Bar Foundation report, restitution, and justice court reform. Judge Pettit welcomed Judge Brower to the committee.

**Policy, Planning, and Technology Committee Report:**

Judge Derek Pullan was unable to attend.

**Bar Commission Report:**

The Bar Commission appreciated the judges who participated in the Bar’s Summer Convention. There are 300 Bar applicants, the most applicants received since 2016 when there were 285. Ms. Plane reported that the Bar is seeking an interlocutory appeal on a challenge to the integrated Bar.

**7. PROBLEM SOLVING COURT RECERTIFICATION AND CHECKLIST: (Judge Dennis Fuchs)**

Chief Justice Durrant welcomed Judge Dennis Fuchs. Judge Fuchs presented the Council with the following proposed amendments to both the Family Dependency Checklist and the Juvenile Court Checklist. Move Presumed item #37 to the Non-Certification Related Best Practices with rewording it to “new referrals are monitored for at least three years following each

participant's entry into the Family dependency court." The Policy, Planning, and Technology Committee and the Board of Juvenile Court Judges approved the changes.

**Motion:** Judge Heward moved to approve item #37 wording change and relocate it from the Presumed to the Best Practices section, as amended to include that Judge Fuchs or whomever will be overseeing PSCs in the future, determine the criteria that family dependency courts should be used and make appropriate changes. Judge Lindsley seconded the motion, and it passed unanimously.

Judge Fuchs requested certifying the Adult Drug Court in Carbon County that was tabled at the last Council meeting.

**Motion:** Judge Shaughnessy moved to approve the Adult Drug Court in Carbon County. Judge Chiara seconded the motion, and it passed unanimously.

Chief Justice Durrant thanked Judge Fuchs.

## **8. INDIGENT DEFENSE COMMISSION (IDC) REPORT: (Matthew Barraza)**

Chief Justice Durrant welcomed Matthew Barraza, who was appointed as the Executive Director in October 2021. The IDC's Indigent Appellate Defense Division has dramatically increased the number of appeals filed from Utah's rural counties. Appeals have increased by 52% since the fall of 2020.

The IDC has continued to embrace technological advances to provide statewide virtual training sessions. For FY 2023, IDC awarded more than \$6.3 million in state funding to 20 counties and 2 cities. This increases accountability in these indigent defense systems, which handle 95% of all court-appointed district court cases statewide. In addition, indigent defense services in Daggett County are provided by Uintah County, a current IDC grant recipient.

Key improvements in organizational capacity this year:

- All counties that receive IDC funding now have a clearly identified managing defender involved in their indigent defense systems
- 14 managing defenders are overseeing indigent defense services in 20 of the state's 29 counties
- The IDC adopted a "Managing Defender Manual" as an informal guide on managing defenders' responsibilities
- 13 IDC grant-funded administrative assistants support 17 of the state's counties
- The IDC has leveraged federal JAG funding to offer case management software to indigent defense systems
- All indigent defense systems receiving IDC funding are reporting financial and programmatic progress data to the state

In January 2021, the IDC implemented a System Needs Evaluation and an Attorney Caseload Survey where grant recipients report quantitative and qualitative information and how they align with IDC's core system principles. They created the Parental Defense Social Worker Project to assist parents to comply with reunification plans.

Mr. Barraza said they are now accepting post-conviction relief cases (PCRA). Judge Pettit was pleased that the Legislature now allows the courts to refer PCRA cases to the IDC office. Referrals for PCRA cases need to be sent by email.

Judge Chiara asked about non-participating rural counties. Mr. Barraza said the IDC contacts every county, however, this is voluntary and some of the smaller counties have chosen not to participate. Mr. Barraza confirmed that the defense contracts for non-participating counties are not being monitored. Mr. Barraza said there are resources available for interpreters, one of which is a fairly new language interpreter phone line program, that facilitates meetings between the attorney and client.

Chief Justice Durrant thanked Mr. Barraza.

**9. DISSOLUTION OF THE STOCKTON JUSTICE COURT: (Jim Peters)**

Chief Justice Durrant welcomed Jim Peters. Mr. Peters sought the Council's approval for the dissolution of the Stockton Justice Court, pursuant to Utah Code § 78A-7-123. Dissolution of Justice Courts. Statute requires a one-year timeframe minimum to dissolve a justice court, however, the Stockton Justice Court requested dissolution effective immediately because they are currently without a judge or clerk. The initial interlocal agreement between Stockton Justice Court and the Tooele County Justice Court fell through. The reason for the dissolution is that the Town Council determined that the court no longer justifies its costs. Stockton's cases will be moved to the Tooele County Justice Court. The Tooele County Justice Court expressed that this will not be an issue.

Chief Justice Durrant thanked Mr. Peters.

**Motion:** Judge Farr moved to approve dissolving the Stockton Justice Court, effective immediately, as presented. Judge Brower seconded the motion, and it passed unanimously.

**10. JUSTICE COURT TECHNOLOGY, AND SECURITY AND TRAINING (JCTST) ALLOCATIONS FOR FY 2023: (Jim Peters)**

Chief Justice Durrant welcomed Jim Peters. The Fund is defined by Utah Code § 78A-7-301. Justice Court Technology, Security, and Training Account Established -- Funding -- Uses and CJA Rule 9-107 Justice Court Technology, Security, and Training Account. The Fund balance increases with the collection of the security surcharge assessed on moving violations and certain other offenses. The Fund balance decreases as money is allocated to local government and state entities involved in operating or supporting one or more justice courts.

Typically, applications are solicited each year from justice courts throughout the state. The Board of Justice Court Judges reviews and recommends requests to the Council. Because the services provided by the AOC benefit all justice courts, the AOC receives the majority of each year's allocation. The Fund is generally managed so that the allocation for the coming year is capped at the amount of collections expected for the current year. That practice presents a challenge for FY 2023, as collections for FY 2022 are expected to be between \$675,000 and \$725,000. This amount is insufficient to cover the \$823,835 budget requests submitted. There remains a deficit between the funding needed to serve the justice courts and the amount that

would typically be allocated from the Fund. To make up the difference, the Board recommended either allocating more from the Fund than is expected to be collected in FY 2022 by spending into the Fund's \$676,115 balance or authorizing \$118,343 in carryforward funds from the courts general fund.

Mr. Peters said this deficit occurred last year as well and that there is no way to determine if the trend will continue with justice court reform looming. If this happens again next year, they will hold additional conversations about this being supported by the courts general fund. Judge Pettit said the BFMC discussed long-term plans for this account.

**Requests for One-Time Funding**

#	Requesting Entity	Description	Original Grant Request	Recommend One-Time Grant Funds	Recommend Ongoing Grant Funds	Notes
1	AOC/Information Technology	Programming and Help Desk Support for Justice Courts	\$208,806	\$208,806		Personnel costs attributable to Justice Courts for IT support
2	AOC/Information Technology	Google Accounts for Justice Court Judges and Clerks	\$51,627	\$26,010		Originally calculated as 578 licenses @ \$96.88 each, but Council covered all but \$26,010
3	AOC/Information Technology	CORIS Infrastructure for Justice Courts	\$155,647	\$155,647		CORIS Infrastructure for Justice Courts
4	AOC/Judicial Institute (Education)	Request for Justice Courts' Share of Education's Overhead Costs	\$45,080	\$45,080		Employee Classes, Annual Judicial Conference, Training Technology, Professional Memberships and Training of Education Personnel
5	AOC/Judicial Institute (Education)	Judicial Decision Making	\$8,000	\$0		Funding for an overnight program for 15 judges
6	AOC/Judicial Institute (Education)	Small Claims Training for Judges Pro Tem	\$1,000	\$1,000		Small claims training provided twice each year for judges pro tem
7	Board of Justice Court Judges	Trust and Confidence Committee	\$0	\$0		Funding for outreach/CLE presentations to build trust and confidence in Justice Courts
8	Board of Justice Court Judges	Computer Equipment for Judges	\$25,000	\$20,000		Funding for the cost of computer equipment for the judges
9	Board of Justice Court Judges	District Trainings	\$10,000	\$8,000		Funding to provide lunch at district level training for judges and clerks @ \$16 each
10	Board of Justice Court Judges	Financial Assistance for Active Senior Judges to Attend the Spring Conference	\$2,500	\$3,000		Five active senior judges @ \$600 each
11	Board of Justice Court Judges	Out-of-State Training Fund	\$20,000	\$20,000		Funding for out-of-state training and other educational opportunities
12	Board of Justice Court Judges	Stipend for Education Liaison	\$1,500	\$1,500		Education Committee members will receive \$1000 but the chair receives nothing
<b>Total One-Time Grant Requests for FY22</b>			<b>\$529,160</b>	<b>\$489,043</b>	<b>\$0</b>	

**Ongoing Funding**

Requesting Entity	Description	Original Grant Request	Recommend One-Time Grant Funds	Recommend Ongoing Grant Funds	Notes
AOC/Audit	Internal Audit Position Dedicated to the Justice Courts	\$78,700		\$78,700	Cost of one auditor
AOC/Information Technology	Webex Licenses and Support	\$20,000		\$20,000	Covers the partial cost of Webex licenses used by justice courts
AOC/Judicial Institute	Education Coordination Fee	\$50,000		\$50,000	Coordination of all justice court events with personnel from Education
AOC/Judicial Institute	Justice Court Education Coordinator	\$55,000		\$55,000	Funding for half of the Justice Court Education Coordinator
AOC/Judicial Institute	New Judge Orientation	\$3,500		\$3,500	Estimated cost of orientation for new justice court judges up to three times per year
AOC/Judicial Institute	Justice Court Clerks' Conference	\$16,500		\$16,500	Estimated cost of providing an in-person conference to 350 clerks
AOC/Judicial Institute	Justice Court Judges' Conference (Spring)	\$31,300		\$31,300	Estimated cost of providing an in-person conference to 77 judges in spring 2023
AOC/Judicial Institute	Annual Judicial Conference (Fall)	\$15,675		\$25,300	Estimated cost of having 77 judges attend the Annual Judicial Conference (with \$125 registration fee)
Statutory	Compensation for Presiding and Associate Presiding Judges	\$24,000		\$24,000	SB00098 requires that PJs receive \$2000 and APJs receive \$1000
<b>Total Ongoing Grant Requests</b>		<b>\$294,675</b>	<b>\$0</b>	<b>\$304,300</b>	

Chief Justice Durrant thanked Mr. Peters.

**Motion:** Judge Connors moved to approve the JCTST funding request, as presented. Judge Farr seconded the motion, and it passed unanimously.

**11. JUSTICE COURT REFORM: (Jim Peters and Ron Gordon)**

Chief Justice Durrant welcomed Jim Peters and Ron Gordon. Judge Farr and Mr. Drechsel met with the Judiciary Interim Committee (JIC). The discussion evolved and the JIC opened a bill file, rather than previously only identifying justice court reform as a study item. In terms of how this would be implemented, the courts recommended rolling out reform efforts beginning with the Third District Court in 2024 then adding districts every year or two. Mr. Peters noted that the Liaison Committee has not taken a formal position on the implementation recommendation.

Judge Shaughnessy asked why the recommendation would be to implement changes in the largest district. Mr. Peters explained that the benefit to starting in a large district would include first and second class counties where justice court judges have law degrees, whereas, it may be more difficult to implement the changes in counties where judges don't have a law degree. Judge Farr said all of the justice courts are full time, with the exception of three. Courts that already look like a court of record may find it easier to transition than to use a part time court with a non-degree judge. Everyone that has participated in these discussions has viewed this as a wise course of action. Mr. Drechsel said there is still a lot of input needed from the Legislature and reminded everyone that this hasn't been approved yet. The proposals were well-received from the public hearing and the JIC. Sponsors have requested additional input for a phased rollout. Mr. Drechsel informed the Council that a handful of legislators want some of the changes to happen with the next legislative session.

Chief Justice Durrant thanked Mr. Peters and Mr. Gordon.

**12. JUDICIAL COUNCIL APPROVED FUNDING SUMMARY: (Ron Gordon and Cathy Dupont)**

Chief Justice Durrant welcomed Ron Gordon and Cathy Dupont. A review of the Council approved funding and spending was presented. Mr. Sweeney explained that any leftover funds would be used for building reserves in the trust account. The funds will be used until the courts can get to the point where the courts can charge credit card charges, which is estimated to be around the end of 2023.

Chief Justice Durrant thanked Mr. Gordon and Ms. Dupont.

**13. BUDGET AND GRANTS: (Karl Sweeney, Alisha Johnson, Cheri Fifield, Lauren Andersen, Jessica Leavitt, and Jordan Murray)**

Chief Justice Durrant welcomed Karl Sweeney, Alisha Johnson, Cheri Fifield, Jessica Leavitt, and Jordan Murray. The courts total available one-time funds were \$3,447,900 and the total available ongoing funds were \$1,193,690.



**Supplemental Request to Fund Diversity, Equity and Inclusion Training in FY 2023**  
 \$25,000  
 One-time funds

In June 2022, the Education Committee recommended that CJA Rule 3-403(3)(A) be amended to require staff and judges to attend a course on ethics, harassment, diversity and inclusion. To offer in-person, consistent, court-specific trainings on diversity and inclusion, Education requested to supplement its FY 2023 budget.

**Motion:** Judge Shaughnessy moved to approve the Supplemental Request to Fund Diversity, Equity and Inclusion Training in FY 2023 request for \$25,000 in one-time funds, as presented. Judge Pettit seconded the motion, and it passed unanimously.

**Carryforward Bar Foundation Grant for Teen Website Development**  
 \$12,000  
 One-time funds

The Bar Foundation gave \$20,000 to the Divorce Education for Children Program to develop an educational website for teens experiencing parental separation. The website is being developed. The program has spent \$8,000 to date and plans to spend the remaining \$12,000 in 2023, as the website has an expected completion of September FY 2023.

**Motion:** Judge Connors moved to approve the Carryforward Bar Foundation Grant for Teen Website Development for \$12,000 in one-time funds, as presented. Judge Shaughnessy seconded the motion, and it passed unanimously.

**Staff Interpreter Pay Increases**

For FY 2023, it was determined that staff interpreter pay was substantially below market, which has resulted in 2 of the 4 staff interpreter positions being unfilled for multiple years. The market based pay for these positions for FY 2022 was \$30.07 per hour. For FY 2023, the recommended market based pay is \$36.07 per hour. This pay increase is cost-neutral to the courts as the proposed market pay increase of \$6 per hour will be 100% funded by the elimination of 1 of the 4 staff interpreter positions. Further, one of the remaining unfilled positions has been converted to the Language Access Coordinator position.

**JWI Budget Rate Increase for Contract Court Interpreters**

As with the Staff Interpreters, the contract court interpreters are paid from the JWI fund so there is no general fund budget impact for these pay increases. Since most interpreters serve their courts remotely, the primary reason to conduct an annual survey of nearby contract court pay is to prevent contract court interpreters from being lured away by higher offers from nearby states. The pay ranges noted were from \$25 to \$50 per hour. The Language Access Committee requested the following hourly pay adjustments for Contract Court Interpreters to be effective July 1, 2022:

Credential Level	Contract Rate FY 2022	Proposed Contract Rate FY 2023
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Certified	\$47.76	\$50
Approved	\$40.93	\$41
Registered	\$40.93	\$41
Conditionally Approved	\$22.28	\$23

The JWI fund has approximately \$1 million in carryforward funds that can be used to cover the \$80,000 of impact this pay hike for contract court interpreters is forecasted to have.

Chief Justice Durrant thanked Mr. Sweeney, Ms. Johnson, Ms. Fifield, Ms. Leavitt, and Mr. Murray.

**Motion:** Judge Shaughnessy moved to approve the pay increase of staff interpreters to \$36.07 and the increase for the contracted interpreters as identified in the chart above, as presented. Judge Connors seconded the motion, and it passed unanimously.

**14. SENIOR JUDGE CERTIFICATION: (Cathy Dupont)**

Chief Justice Durrant welcomed Cathy Dupont. Judge Heward applied to be an Active Senior Judge. She does not have any outstanding complaints after a finding of reasonable cause with the Judicial Conduct Commission or the Utah Supreme Court. (CJA Rule 11-201(2)) Judge Heward has met all other criteria required.

Chief Justice Durrant thanked Ms. Dupont.

**Motion:** Judge Connors moved to approve sending Judge Michelle Heward’s active senior judge certification request to the Supreme Court for consideration, as presented. Judge Shaughnessy seconded the motion, and it passed with Judge Heward abstaining.

**15. RECOGNITION OF OUTGOING JUDICIAL COUNCIL MEMBER – JUDGE MICHELLE HEWARD: (Chief Justice Matthew B. Durrant)**

Chief Justice Durrant thanked Judge Michelle Heward for her service to the court and on the Council. Judge Heward has appreciated her time on the juvenile bench and is grateful for her time on the Council. She thanked the Council members and wished everyone the best.

**16. OLD BUSINESS/NEW BUSINESS**

No additional business was discussed.

**17. EXECUTIVE SESSION**

**Motion:** Judge Shaughnessy moved to go into an executive session for the purpose of discussing a litigation matter. Judge Connors seconded the motion, and it passed unanimously.

After the executive session, the following motion was made.

**Motion:** Judge Shaughnessy moved to approve a legal services contract with Snow, Christensen, and Martineau Law Firm for the purposes of legal representation for the Supreme Court. Judge Farr seconded the motion. Chief Justice Durrant recommended a reference to the Council in the motion. Judge Shaughnessy amended his motion to the representation of the Supreme Court

paid for by the Council, and if it's determined that the Council is necessary to be a client of the firm, that the Council could be represented as well. But, the relationship between the firm and the Council would otherwise be akin to a relationship between a party and the party's insurer. Judge Farr renewed his second on the motion, and it passed unanimously.

**18. CONSENT CALENDAR ITEMS**

- a) Forms committee Forms. Eviction Mobile Home Summons; Acknowledgement of Firearm Restrictions; Petition to Expunge Civil Protective Order or Civil Stalking Injunction; Order on Petition to Expunge Civil Protective Order or Civil Stalking Injunction; Petition to Expunge Eviction; Objection to Petition to Expunge Eviction; and Order on Petition to Expunge Eviction. Approved without comment.
- b) Rules for Public Comment. CJA 4-208. Automatic expungement of cases; CJA 4-403. Electronic signature and signature stamp use; and CJA 9-107. Justice court technology, security, and training account. Approved without comment.

**19. ADJOURN**

The meeting adjourned.