Index

ACCIDENTS

Mistake, Accident, or Surprise, this index

ACKNOWLEDGMENTS

Court documents, § 3:19

Documents, § 3:19

ACTIONS AND REMEDIES

Generally, § 10:1 et seq.

County agencies or officers, claims against, § 10:4

Declaratory judgment, § 10:5

Election of remedies, § 10:9

Injunctions, § 10:6

Interpleader, § 10:7

Joinder of claims, § 10:8

Joinder of Parties, this index

Public entities, claims against, § 10:3

Special forms of action, § 10:2

ADDITIONAL ACTS OR MATTERS

Interrogatories, additional time to respond, § 26:6

ADMINISTRATIVE ORDERS

Rules and orders re remote practice, § 19:2

ADMISSION

Requests for admission, this index

ADVISORY JURIES

Generally, § 37:5

AFFIDAVITS

Generally, § 3:18

Court documents, § 3:18

AFFIRMATIVE DEFENSES

Other statutorily created affirmative defenses, § 15:10

Rule 8(d), failure to plead, § 15:7

Statutorily created affirmative defenses comparative negligence, § 15:9

AFFIRMATIVE DEFENSES, SPECIFICALLY

Rule 8(d), failure to plead, § 15:8

AGREED STATEMENT OF FACTS

Submission of matter on, § 37:5

AGREEMENTS

Contracts and agreements, this index

ALTERATION

Change or Modification, this index

ALTERNATIVE JURORS

Generally, § 37:15

ALTERNATIVE SERVICE

Process and service, § 14:7

AMENDED FINDINGS AND CONCLUSIONS

Generally, § 37:4

AMENDMENT, § 13:5

Answers, § 13:12

By stipulation, § 13:4

Evidence, confirmation, § 13:13

Leave of court, § 13:3

Party, to substitute or add, § 13:5

Pleadings

Effect, § 13:7

Leaves, for modification, § 13:1

Matter of course, § 13:2

Procedure for, § 13:6

Response, § 13:11

Supplemental, § 13:14

Relation back, claim or defense, addition, § 13:9

Relation back, parties, change, § 13:10

Relation back of, § 13:8

Requests for admission, amendment of responses, § 29:8

Rule 35, physical and mental examination, § 28:1

Supplemental pleadings, § 13:14

ANSWER

Generally, § 15:1 to 15:16

Affirmative Defenses, this index

Comparative fault, § 15:16

Contribution claims, § 15:16

Counterclaims, this index

Crossclaims, § 15:13

Defenses, this index

Dismissal Motions, this index

Indemnity actions, § 15:15

Interrogatories, compelling answers to, § 26:9

Response to claim, answer, § 15:6

Rule 8(d), affirmative defenses, failure to plead, § 15:7

Rule 8(d), affirmative defenses, specifically, § 15:8

Rule 12(b)(1)-(7), motions, § 15:3

ANSWER-Cont'd

Rule 12(d), matters outside the pleadings, § 15:4 Rule 12(f), motions to strike, § 15:5 Summary Disposition, this index Third-party complaints, § 15:14 Time to respond, § 15:1 Tolling effect, rule 12 motions, § 15:2

APPEAL AND REVIEW

Arbitration, compulsory, § 32:6
Compulsory arbitration, § 32:6
Court of appeals, structure, § 1:8
Court procedure, § 2:7
Decisions of court, standards for appellate review findings, § 37:6
Default judgment, § 17:9
Oral depositions, witness review of transcripts of, § 23:14
Rule 54(b), appellate jurisdiction, § 39:21
Rules of court, § 2:7
Standards for findings, § 37:6

Transcripts of oral depositions, witness review of, § 23:14 Witness review of transcripts of oral depositions, § 23:14

APPEARANCE

Counsel, § 5:3
Failure, physical and mental examinations, § 28:5
Time to respond, outside Arizona, § 14:16

APPLICATION

Statute of limitations, § 16:1

APPOINTMENT

Arbitrator, § 32:2

APPROVAL

Consent or approval, this index

ARBITRATION

Appeal from compulsory arbitration, § 32:6 Appointment of arbitrator, § 32:2

Arbitrator

Appointment, § 32:2

Prehearing procedures, § 32:3

Compulsory arbitration, generally, § 32:1 to 32:7

FASTAR program, cases, § 32:7

Hearing procedures, compulsory arbitration, § 32:4

Posthearing procedures, compulsory arbitration, § 32:5

Prehearing procedures, arbitrator and, § 32:3

Procedures for compulsory arbitration, § 32:3 to 32:5

Suitability for arbitration, § 32:1

ARBITRATION CERTIFICATE

Court documents, § 3:5

ASSERTION OF DEFENSE

Statute of limitations, § 16:8

ASSIGNMENT

Discovery, beyond tier limits, § 21:4 Management of Civil Case, this index

ATTENDANCE

Depositions, attendance by authorized persons at oral, § 23:6 Subpoenas, § 30:3

ATTENDEES

Physical and mental examinations, § 28:2

ATTORNEYS

Generally, § 5:1 to 5:9

Agreements, § 5:8

Appearance by counsel, § 5:3

Attorney-client privilege, § 5:2

Consent, § 5:8

Counsel of record, general duties of, § 5:1

Fees. attorney's Fees, this index

General duties of counsel of record, § 5:1

Investigating the case, § 5:6

Limited appearance by counsel, § 5:5

Limited scope representation, § 5:4

Privilege, attorney-client, § 5:2

Resolving discovery disputes, attorney-client documents, § 21:11

Stipulations, § 5:8

Substitution, § 5:9

Withdrawal, § 5:9

Witness interview, § 5:7

ATTORNEY'S FEES

Complaint, § 12:10

Judgments, procedure for requesting attorney's fees, § 39:16

AUTHORITY OF COURT

Jurisdiction, § 8:1

AUTOMOBILES AND HIGHWAY TRAFFIC

Service on nonresident motorists, § 14:11

AWARD OF COSTS

Summary disposition, prior action, § 18:8

BAD FAITH

Procedures in advance of trial, § 33:5

BEHAVIOR OR CONDUCT

Jury and Jury Trial, this index Misconduct, this index

BENCH CONFERENCE

Generally, § 36:3

BUSINESS RECORDS

Interrogatories, option to producing business records, § 26:8

CALENDARS

Trial, dismissal calendar, § 34:8

CAPACITY TO SUE

Parties, § 11:1

CATEGORIES

Disclosure, § 20:2

CAUSE

Change of venue for, § 9:12

CHALLENGES

Jury and Jury Trial, this index Venue, procedures for challenging improper, § 9:15

CHANGED CIRCUMSTANCES

Rule 60(b)(5), § 40:27

CHANGE OR MODIFICATION

Amendment, this index Interrogatories, compelling answers to, § 26:9 Judges, this index Venue, this index

CHECKLISTS

Jury misconduct, § 38:8 Rules of procedure, § 2:3 Statute of limitations, § 16:3

CHILDREN AND MINORS

Service on minors, § 14:8

CHOICE OF LAW

Statute of limitations, § 16:9

CIVIL CONTEMPT

Generally, § 7:3

CLAIM

Pleadings

Attorney fees, § 12:10

Commercial court case, § 12:5

Contract complaints, § 12:7

Damages, classification, § 12:9

CLAIM—Cont'd

Pleadings—Cont'd
Discovery tier, § 12:6
Tort complaints, § 12:8

CLAIMS OF PRIVILEGE

Subpoenas, § 30:6

CLASS ACTIONS

Parties, § 11:13

CLASSIFICATION

Damages complaint, § 12:9 Parties, § 11:5

CLERICAL MISTAKES

Rule 60(a) judgments, § 40:20

CLIENTS

Privilege, attorney-client, § 5:2
Resolving discovery disputes, attorney-client, § 21:11

COMMERCIAL COURT

Management of civil cases, § 19:9

COMMISSIONERS

Judges, § 4:4

COMMUNICATION

Jurors deliberations, § 38:5, § 38:6

COMPARATIVE FAULT

Generally, § 15:16

COMPARATIVE NEGLIGENCE

Statutorily created affirmative defense, § 15:9

COMPLAINT

Attorney's fees, § 12:10

Classification of damages complaint, § 12:9

Commercial court case, pleading, § 12:5

Damages, this index

Forum selection, § 12:1

Pleading

Discovery tier, § 12:6

Pleadings, this index

Preparing, § 12:2

Statutory requirements, § 12:4

Sufficiency, § 12:3

Third-party complaints, § 15:14

Tort complaints, § 12:8

COMPUTATION OF TIME

Court documents, § 3:25

CONDUCT

Behavior or Conduct, this index

CONFERENCES

Bench, trial motions, § 36:3 Scheduling, civil case management, § 19:7 Settlement, procedures in advance of trial, § 33:4 Trial-setting, § 34:3

CONFIDENTIALITY

Privileges and Confidentiality, this index

CONSENT OR APPROVAL

Attorneys, § 5:8
Jurisdiction, § 8:7
Production of documents, filing not permitted, § 27:5
Trial to jury by consent, § 37:6

CONSOLIDATION

Trials, § 34:4

CONSTRUCTIVE FRAUD

Statute of limitations, § 16:10

CONSULTING EXPERTS

Discovery, § 21:15

CONTEMPT OF COURT

Generally, § 7:1 to 7:8 Civil, § 7:3 Criminal, § 7:4 Rule 11 sanctions, § 7:6 Rule 37 sanctions, § 7:7 Sanctions, § 7:5 to 7:7 Statutory, § 7:2 Vexatious litigants, § 7:8

CONTENTS

Production of documents, request, § 27:4

CONTRACTS AND AGREEMENTS

Attorneys, § 5:8 Statute of limitations, § 16:6 Venue, contract actions, § 9:4

CONTRIBUTION CLAIMS

Generally, § 15:16

CONTROL

Depositions, this index Discovery, this index

COPIES

Disclosure of hard-copy documents, § 20:3

COPIES—Cont'd

Instructions to jury, § 38:2 Jury instructions, § 38:2

CORPORATIONS

Service of process and papers, § 14:9 Venue of actions, § 9:7

COUNSEL

Attorneys, this index Fees. Attorney's Fees, this index

COUNTERCLAIMS

Generally, § 15:11 Responding to, § 15:12

COUNTIES

Actions against county agencies or officers, § 10:4 Venue, change when county is party, § 9:11

COURT OF APPEALS

Structure, § 1:8

COURT REPORTER

Role of, § 36:2

COURTS

Agreed statement of facts, submission of matter on, § 37:5

Amendment of findings, § 37:4

Appeal and Review, this index

Commercial Court, this index

Commissioners, judges, § 4:4

Contempt of Court, this index

Court of appeals, structure, § 1:8

Court personnel, § 1:11

Decisions

Agreed statement of facts, submission of matter on, § 37:5

Amendment of findings, § 37:4

Appellate review findings, standards for, § 37:6

Findings and conclusions by court, § 37:3

Form of, § 37:2

Matters under submission, § 37:1 to 37:6

Default proceedings, entry of default, scope of court's discretion to set aside default, § 17:8

Documents, this index

Dual system, § 1:1 to 1:3

Employees, § 1:11

Federal courts, § 1:2

Findings and conclusions by court, § 37:3

Form of, § 37:2

Judges, this index

COURTS-Cont'd

Jurisdiction, this index

Justice courts, § 1:5, § 1:6

Matters under submission, § 37:1 to 37:6

Municipal courts, § 1:4

Personnel, § 1:11

Procedure of court. Rules of Court, this index

Rules of Court, this index

Scheduling conflict between, trial, § 34:7

Sensitive data in documents, § 3:20

Small claims division, structure, § 1:6

State courts, structure, § 1:3

Structure

Generally, § 1:1 to 1:11

Court of appeals, § 1:8

Court personnel, § 1:11

Dual system, § 1:1 to 1:3

Employees, § 1:11

Federal courts, § 1:2

Justice courts, § 1:5, § 1:6

Municipal courts, § 1:4

Personnel, § 1:11

Small claims division, § 1:6

State courts, § 1:3

Superior court, § 1:7

Supreme court, § 1:9

Tribal courts, § 1:10

Superior court, structure, § 1:7

Supreme court, structure, § 1:9

Trial, this index

Tribal Court, this index

COVER SHEET

Court documents, § 3:4

COVID-19 PANDEMIC

Remote civil practice, § 19:1

Rules and orders re remote practice, § 19:2

CRIMINAL CONTEMPT

Generally, § 7:4

CROSSCLAIMS

Generally, § 15:13

DAMAGES

Classification, § 12:9

DEATH

Parties, § 11:11

Survival of claim, § 11:11

DECEIT

Fraud or Deceit, this index

DECISIONS OF COURT

Courts, this index

DECLARATORY JUDGMENTS

Generally, § 10:5

Actions and remedies, § 10:5

Claims for, § 10:5

DECREES

Judgments and Decrees, this index

DEFAULT AND DEFAULT JUDGMENTS

Generally, § 17:1 to § 17:9

Appellate review, § 17:9

Application for entry of default, § 17:4

Entry of

Effect, rule 55(a), § 17:3

Rule 55(a), § 17:2

Rule 55(b), § 17:4

Rule 55(d), judgment against state, § 17:7

Scope of court's discretion to set aside default, § 17:8

Showing required to set aside, § 17:6

Final default judgment, rule 55(b)

Effect of, § 17:5

Entry of, § 17:4

Grounds for relief, rule 60(b), § 40:21

Judgment, effect of, § 17:5

Overview, § 17:1

Rule 55(a)

Effect of entry of default, § 17:3

Entry of default, § 17:2

Rule 55(b)

Effect of final default judgment, § 17:5

Entry of final default judgment, § 17:4

Rule 55(c), setting aside entry of default, § 17:6

Rule 55(d), judgment against state, § 17:7

Rule 60(b), relief from, § 40:22

Secure entry of default, § 17:2, § 17:4

Setting aside

Discretion of court, scope, § 17:8

Showing required to set aside entry of default, § 17:6

Showing required to set aside entry of default, § 17:6

State, default judgment against, § 17:7

Vacating. Setting aside, above

DEFECTS AND IRREGULARITIES

Verdicts, § 38:11

DEFENSES

Affirmative Defenses, this index Statute of limitations, assertion of defense, **§ 16:8**

DEFICIENT RESPONSES

Requests for admission, § 29:7

DEPOSITIONS

Attendance by authorized persons at oral depositions, § 23:6

Authorized persons, attendance by, § 23:6

Comparison with other discovery devices, § 25:4

Conducting the oral deposition, § 23:7

Control

Oral depositions, § 23:9, § 23:11

Place of oral deposition, § 23:11

Discovery limits

Exceeding, § 23:3

Presumptive, § 23:2

Exceeding presumptive discovery limits, § 23:3

Limitations. Tier limits, below

Notice of oral depositions, § 23:4

Objections

Preservation and waiver, § 23:13

Written questions, § 25:3

Oral depositions, generally, § 23:1 to 23:15

Out-of-state oral depositions and discovery, § 23:12

Parol or oral depositions, generally, § 23:1 to 23:15

Persons authorized to attend oral depositions, § 23:6

Place of oral deposition, control of, § 23:11

Presumptive discovery limits, oral depositions, § 23:2

Production of documents at oral depositions, § 23:8

Remote civil practice, § 19:3

Rule 32 use of oral depositions, § 23:15

Rule 31 vs Rule 30(c)(4) procedures, § 25:5

Stipulation to conduct oral depositions, § 23:7

Telephonic depositions, § 23:5

Transcripts of oral depositions, witness review of, § 23:14

Witness review of transcripts of oral depositions, § 23:14

Written questions

Generally, § 25:1 to 25:5

Comparison with other discovery devices, § 25:4

Conducting deposition on, § 25:2

Objections, disposition of, § 25:3

Participating through, § 23:9

Rule 31 vs Rule 30(c)(4) procedures, § 25:5

DERIVATIVE ACTIONS

Parties, shareholder and derivative actions, § 11:14

DIGITAL EVIDENCE PORTAL

Civil case management, § 19:10

DISCLOSURE

Categories, § 20:2

Electronically stored information (ESI), § 20:3

Expert witness disclosures, § 20:4

Extent of duty to disclose, § 20:7

Filing of disclosure statements, § 20:9

Hard-copy documents, § 20:3

Licensed professionals, statutory disclosure regarding, § 20:5

Non-party at fault claims, § 20:6

Professionals, statutory disclosure regarding licensed, § 20:5

Purpose of disclosure Rules, § 20:1

Signing of disclosure statements, § 20:9

Statements, filing of disclosure statements, § 20:9

Statutory disclosure regarding licensed professionals, § 20:5

Supplement, duty to, § 20:10

Time of disclosure, § 20:8

Witnesses, expert witness disclosures, § 20:4

DISCOVERY

Generally, § 21:1 to 21:22

Anticipation of litigation, materials prepared in, § 21:8

Attorney-client documents, resolving discovery disputes, § 21:11

Beyond tier limits, § 21:4

Limitations, § 21:4

Consulting experts, § 21:15

Control of

Methods of discovery, § 21:19

Sequence and schedule of discovery, § 21:20

Depositions, this index

Devices, available discovery, § 21:2

Disclosure, this index

Discovery disputes re attorney-client documents, § 21:11

Dispute resolution procedures, § 21:21

Experts

Consulting experts, § 21:15

Report drafts and other communications, protection for, § 21:16

Trial experts, § 21:14

Inadvertent production of information, § 21:10

Interrogatories, this index

Limitations

Tier assignment, limits based on, § 21:3

Litigation, materials prepared in anticipation of, § 21:8

Medical records, § 21:18

Non-party statements, § 21:6

Party, statements made by, § 21:5

DISCOVERY-Cont'd

Physicians, testifying treating, § 21:17

Pleading

Commercial court case, § 12:5

Privileges and confidential documents, § 21:7, § 21:9

Protective orders, § 21:12

Resolving discovery disputes re attorney-client documents, § 21:11

Scope of discovery, § 21:1

Sequence and schedule, control of discovery, § 21:20

Statements

Nonparty, made by, § 21:6

Party, made by, § 21:5

Supplementing discovery responses, § 21:22

Tier

Assignment, discovery limits based on tier, § 21:3

Trade secrets and other confidential information, protection of, § 21:13

Treating physicians, testifying, § 21:17

Trial experts, § 21:14

Withholding privileged information, § 21:9

DISMISSAL CALENDAR

Trial, § 34:8

DISMISSAL MOTIONS

Calendar, § 34:8

DISPUTE RESOLUTION

Attorney-client documents, discovery, § 21:11

Discovery, procedures, § 21:21

DOCUMENTS

Generally, § 3:1 to 3:25

Acknowledgments, § 3:19

Affidavits, § 3:18

Arbitration certificate, § 3:5

Attorney-client, resolving discovery disputes, § 21:11

Briefing schedule, § 3:8

Certificate of service, § 3:23

Civil cases, § 3:1

Civil cover sheet, § 3:4

Computation of time, § 3:25

Cover sheet, § 3:4

Decision, form, § 3:12

E-filing procedures, mandatory, § 3:24

Electronic signature, § 3:15

FASTAR certificates, § 3:5

Filing, this index

Form of the decision, § 3:12

Joint filings, § 3:16

Judgments and Decrees, this index

DOCUMENTS—Cont'd

Mandatory e-filing procedures, § 3:24

Matters under submission, § 3:11

Minute entries, § 3:13

Motions for reconsiderations, § 3:9

Motions not subject to Rule 26(d), § 3:7

Motions to strike, § 3:10

Nonprocess documents, service of, § 3:22

Orders, § 3:14

Pleadings, this index

Process and Service of Process and Papers, this index

Production of Documents, this index

Proposed judgments, § 3:14

Proposed orders, § 3:14

Responsive and reply memoranda, § 3:8

Sealing and unsealing court documents, § 3:21

Sensitive data, filing, § 3:20

Service of motions, § 3:8

Service of process. Process and Service of Process and Papers, this index

Stipulations, written, § 3:17

Third-party litigation funding certificate, § 3:6

Time, computation of, § 3:25

Unsealing court documents, § 3:21

Unsworn declarations, § 3:18

Verifications, § 3:18

Written stipulations, § 3:17

DUAL PURPOSE

Trial, § 36:1

DUAL SYSTEM

Courts, § 1:1 to 1:3

DUE PROCESS

Jurisdiction, § 8:2

DUPLICATES

Copies, this index

ELECTION OF REMEDIES

Generally, § 10:9

ELECTRONICALLY STORED INFORMATION (ESI)

Generally, § 22:1 to 22:7

Disclosure, § 20:3

E-filing, mandatory procedures for filing court documents, § 3:24

Filing court documents, mandatory procedures, § 3:24

Mandatory procedures for filing court documents, § 3:24

Rule 26(b), scope of ESI Discovery, § 22:1

Rule 26(e), reasonableness of ESI request, § 22:2

Rule 37(g), duty to preserve, § 22:3

ELECTRONICALLY STORED INFORMATION (ESI)—Cont'd

Rule 45.2, dispute resolution procedures, § 22:4

Rule 45.2, objections to request, § 22:4

Rule 45.2, preservation request, § 22:4

Rule 45.2, sanctions; safe harbor, § 22:7

Rules 37, sanctions; safe harbor, § 22:7

ELECTRONIC SIGNATURE

Court documents, § 3:15

EMPLOYMENT

Courts employees, § 1:11

ENFORCEMENT

Judgments entered outside Arizona, enforcement, § 39:17

ENTRY OF JUDGMENTS

Default and Default Judgments, this index Judgments and Decrees, this index

EQUITABLE TOLLING

Statute of limitations, § 16:11

ESI

Electronically Stored Information (ESI), this index

ESTOPPEL

Waiver or Estoppel, this index

EVIDENCE

Attorney interviewing witness, § 5:7

Burden of proof. Presumptions and Burden of Proof, this index

Digital evidence portal, § 19:10

Experts and Opinion Evidence, this index

Hazardous evidence, trial procedures, § 35:17

Order of proof, § 35:11

Presumptions and Burden of Proof, this index

Rule 60(b)(2), newly discovered evidence, § 40:24

Subpoenas, this index

Witnesses, this index

EXAMINATIONS

Physical and Mental Examinations, this index

EXAMINER

Materials, physical and mental examinations, 28:6

Report, physical and mental examinations, 28:6

EXCEPTIONS

Rule 16(b) and rule 16(c), § 19:4

EXCESS AND EXCESSIVE MATTERS

Depositions, exceeding presumptive discovery limits, § 23:3

EXCESS AND EXCESSIVE MATTERS—Cont'd

Interrogatories

Discovery, beyond tier limits, § 26:4

Oral depositions, exceeding presumptive discovery limits, § 23:3

Presumptive discovery, exceeding, § 21:4

Production of documents

Discovery, beyond tier limits, § 27:3

Requests for admission

Discovery, beyond tier limits, § 29:3

EXCUSABLE NEGLECT

Rule 60(b)(1), § 40:23

EXHIBITS

Trial, § 35:17

EXPERTS AND OPINION EVIDENCE

Disclosure, § 20:4

Discovery, this index

Foundation, laying, § 35:21

EXTRATERRITORIAL JURISDICTION

Generally, § 8:8

FASTAR CERTIFICATES

Court documents, § 3:5

FEDERAL COURTS

Generally, § 1:2

FEES

Attorney's Fees, this index

FICTITIOUS DEFENDANTS

Parties, § 11:4

FILING

Disclosure statements, § 20:9

E-filing, mandatory procedures for filing court documents, § 3:24

Joint filing of court documents, § 3:16

Production of documents, filing not permitted, § 27:5

Requests for admission, filing not permitted, service of request, § 29:5

Sensitive data, court documents, § 3:20

FILING NOT PERMITTED

Requests for admission, service of request, § 29:5

FINAL DEFAULT JUDGMENT

Default and Default Judgments, this index

FINAL JUDGMENT

Judgments and Decrees, this index

FINDINGS AND CONCLUSIONS BY COURT

Generally, § 37:3

FOREIGN STATE OR COUNTRY

Depositions and discovery, § 23:12 Enforcement of judgments entered outside Arizona, § 39:17 Nonresident motorists, § 14:11

Oral depositions and discovery, § 23:12

Process and Service of Process and Papers, this index

Publication, service by, § 14:15

Service of process and papers, § 14:12 to 14:16

FORM

Court decisions, § 37:2

Judgments and decrees, § 39:3

Summary disposition, form of request, § 18:1

FORUM NON CONVENIENS

Venue, § 9:13

FRAUD OR DECEIT

Constructive fraud, statute of limitations, § 16:10 Rule 60(b)(3), § 40:25

FUNDAMENTAL ERROR

Objections to proposed instructions, § 35:4

GOOD FAITH

Procedures in advance of trial, § 33:5

GOVERNING LAW

Statute of limitations, § 16:9

HARD-COPY DOCUMENTS

Disclosure, § 20:3

HAZARDOUS EVIDENCE

Trial procedures, § 35:17

HEARINGS

Arbitration, § 32:3 to 33:5 Remote civil practice, § 19:5

IMPASSE

Jury deliberations, § 38:9

IMPEACHING VERDICT

Jurors deliberations, § 38:7

IMPROPER VENUE

Venue, this index

INABILITY TO PROCEED

Judges, § 4:9

INADVERTENCE

Discovery, inadvertent production of information, § 21:10

Rule 60(b)(1), § 40:23

Subpoenas, inadvertent production, § 30:6

INDEMNITY AND INDEMNIFICATION

Generally, § 15:15

INJUNCTIONS

Remedies, § 10:6

INSTRUCTIONS TO JURY

Copies of, § 38:2

Get-together instructions, § 38:9

Standards for settling instructions, § 35:3

INTEREST ON JUDGMENT

Generally, § 39:10

INTERPLEADER

Actions and remedies, § 10:7

Remedies, § 10:7

INTERROGATORIES

Generally, § 26:1 to 26:10

Additional time to respond, § 26:6

Business records, option to producing, § 26:8

Compelling answers to, § 26:9

Discovery, beyond tier limits, § 26:4

Discovery limits

Beyond tier limits, § 26:4

Presumptions, § 26:3

Limitations. Tier limits, below

Necessity of protective relief from, § 26:7

Option to producing business records, § 26:8

Presumptive discovery limits on interrogatories, § 26:3

Protective relief from, § 26:7

Responses, § 26:6

Scope of discovery by, § 26:1

Service of, § 26:5

Time to respond, additional, § 26:6

Trial, use of responses at, § 26:10

Uniform vs. non-uniform interrogatories, § 26:2

INTERVENTION

Parties, § 11:10

INVESTIGATIONS

Attorneys, investigating cases, § 5:6

JOINDER OF CLAIMS

Generally, § 10:8

JOINDER OF CLAIMS—Cont'd

Multiple claims, § 9:8, § 11:7

JOINDER OF PARTIES

Multiple parties, § 9:8, § 11:7 Permissive joinder of parties, § 11:6 Required joinder of parties, § 11:8

JOINT FILINGS

Court documents, § 3:16

JOINT PRETRIAL STATEMENTS

Procedures in advance of trial, § 33:1

JOINT REPORT

Management of civil cases, § 19:6

JUDGES

Generally, § 4:1 to 4:9

Change of judge

Matter of right, change as, § 4:7

Statutory cause, § 4:8

Court commissioners, § 4:4

Inability to proceed, § 4:9

Masters, § 4:5

Pro tempore judges, § 4:3

Qualification, Civ Tr Pr § 4:1

Receivers, § 4:6

Selection, Civ Tr Pr § 4:1

Visiting judges, § 4:2

JUDGMENT AS MATTER OF LAW

Trial, § 36:9

JUDGMENTS AND DECREES

Generally, § 39:1 to 39:21

As matter of law. Judgment as Matter of Law, this index

Attorney's fees, procedure for requesting, § 39:16

Court documents, § 3:14

Declaratory Judgments, this index

Default and Default Judgments, this index

Effect of judgment, § 39:8

Enforcement of judgments entered outside Arizona, § 39:17

Entry

Generally, § 39:6

Default and Default Judgments, this index

Minute entry as judgment, § 39:4

Notice, § 39:7

Procedure for securing, § 39:5

Securing entry as judgment, procedure for, § 39:5

JUDGMENTS AND DECREES—Cont'd

Final default judgment, rule 55(b)

Effect of, § 17:5

Entry of, § 17:4

Final judgment

Rule 54(b), § 39:11

Rule 54(c), § 39:12

Form, re taxable costs and fees, § 39:13

Form of, § 39:3

Function, § 39:1

Interest, prejudgment, § 39:10

Management of civil cases, § 19:7

Matters of law. Judgment as Matter of Law, this index

Minute entry as judgment, § 39:4

Notice of entry of judgment, § 39:7

Nunc pro tunc judgments, § 39:9

Out-of-state, enforcement of judgments, § 39:17

Physical and Mental Examinations, this index

Prejudgment interest, § 39:10

Proposed scheduling order, § 19:6

Protective orders, § 21:12

Rule 54(b), this index

Rule 54(c), final judgment, § 39:12

Rule 60(b), this index

Satisfaction of judgment, § 39:19

Scheduling order, proposed, § 19:6

Securing entry as judgment, procedure for, § 39:5

Stay of judgment, § 39:20

Summary Disposition, this index

Taxable costs

Generally, § 39:14

Procedure for requesting, § 39:15

Time of judgment, § 39:2

Tribal court judgments, § 39:18

Type of judgment, § 39:2

JURISDICTION

Generally, § 8:1 to 8:9

Authority of court, § 8:1

Consent to, § 8:7

Court's authority, § 8:1

Due process, § 8:2

Extraterritorial jurisdiction, § 8:8

Native american reservations, § 8:4

Objections to, § 8:9

Personal jurisdiction, § 8:6

Subject matter jurisdiction, § 8:5

Territorial jurisdiction, § 8:3

JURISDICTION—Cont'd

Waiver, § 8:9

JURISDICTION VS. VENUE DISTINGUISHED

Venue, § 9:1

JUROR NOTEBOOKS

Procedures in advance of trial, § 33:7

JURY AND JURY TRIAL

Generally, § 37:1 to § 37:16, § 38:1 to 38:11

Advisory juries, use of, § 37:5

Alternative jurors, § 37:15

Behavior. Conduct, below

Challenges

Cause, challenges for, § 37:14

Civil trial juries, § 37:8

Communications from jurors during deliberations, § 38:5

Communications with jurors during deliberations, § 38:6

Conduct

Communications from jurors during deliberations, § 38:5

Misconduct, below

Consent, trial to jury by, § 37:6

Deliberations, § 38:1 to 38:11

Equitable claims, actions involving, § 37:7

Impasse of jury, § 38:9

Impeaching verdict, § 38:7

Instructions to Jury, this index

Juror notebooks, procedures in advance of trial, § 33:7

Jury list, § 37:9

Misconduct

Checklist, § 38:8

Notebooks, procedures in advance of trial, § 33:7

Procedures, § 35:1

Qualification of jurors, § 37:9

Right to jury trial, § 34:2, § 37:1

Stipulation to waiver of jury trial, § 37:3

Submission of case to jury, § 38:1

Summoning jurors, § 37:11

Voir Dire, this index

Waiver of right to jury trial

Generally, § 37:2 to § 37:4

Effect of, § 37:4

Limited, § 37:4

Stipulation to, § 37:3

JURY LIST

Jury, § 37:9

JUSTICE COURTS

Generally, § 1:5, § 1:6

KNOWLEDGE

Notice or Knowledge, this index

LACHES

Statute of limitations, distinguished, § 16:2

LEGAL PARAPROFESSIONALS

Generally, § 6:1

Code of conduct, § 6:4

Ethics, § 6:4

Licensing and supervision, § 6:2

Privilege, § 6:5

Subject areas and scope, § 6:3

Work product, § 6:5

LICENSES AND PERMITS

Disclosure regarding licensed professionals, statutory disclosure regarding, \S 20:5

Legal paraprofessionals, § 6:2

Statutory disclosure regarding licensed professionals, § 20:5

LIMITATION OF ACTIONS

Statute of Limitations, this index

LIMITATIONS OR RESTRICTIONS

Actions. Statute of Limitations, this index

Attorneys, limited scope representation, § 5:4

Depositions, presumptive discovery limits, § 23:2, § 23:3

Discovery, this index

Interrogatories, presumptive discovery limits on, § 26:3

Production of Documents, this index

Statute of Limitations, this index

Tiers, this index

LIMITED APPEARANCE BY COUNSEL

Attorneys, § 5:5

LISTS OR LISTING

Checklists, this index

LITIGATION

Discovery, materials prepared in anticipation of litigation, § 21:8

LOCATION

Place or Location, this index

MAIL

Service by mail, § 14:13

MANAGEMENT OF CIVIL CASES

Assignment

Modifying presumptive tier, § 19:5

Tiers, case characteristics for assigning to, § 19:2

Case characteristics for assigning cases to tiers, § 19:2

Commercial court cases, management of, § 19:9

Digital evidence portal, § 19:10

Early meeting of parties and tiering, requirement of, § 19:3

Evidence and illustrative aids, retention and disposition, § 19:11

Evolving procedures, § 19:1 to 19:11

Exceptions, rule 16(b) and rule 16(c), § 19:4

Joint report, § 19:6

Orders, § 19:7

Presumptive tier assignment, modifying, § 19:5

Proposed scheduling order, § 19:6

Retention and disposition of evidence and illustrative aids, § 19:11

Sanctions, § 19:8

Scheduling conferences, § 19:7

Tiers, this index

MANDATORY ACTS OR MATTERS

Arbitration, this index

Court documents, mandatory e-filing procedures, § 3:24

Mandatory e-filing procedures, § 3:24

MASTERS

Judges, § 4:5

MEDIA WITNESSES

Subpoenas, § 30:8

MEDICAL RECORDS

Discovery, § 21:18

Subpoenas, § 30:7

MEETINGS

Management of civil cases, requirement of early meeting of parties and tiering, § 19:3

MENTAL EXAMINATIONS

Physical and Mental Examinations, this index

MINUTES

Judgment, entry as, § 39:4

Minute entries, § 3:13

MISCONDUCT

Checklist, § 38:8

Fraud or Deceit, this index

MISTAKE, ACCIDENT, OR SURPRISE

Clerical mistakes, Rule 60(a) judgments, § 40:20

MISTAKE, ACCIDENT, OR SURPRISE—Cont'd

Rule 60(b)(1), § **40:23**

Rule 60(a) judgments, clerical mistakes, § 40:20

MISTRIAL

Motion for, § 36:4

MODIFICATION

Change or Modification, this index

MOTIONS

Court documents, § 3:7

Dismissal Motions, this index

Posttrial Motions, this index

Reconsideration, § 3:9

Rule 12(b)(1)-(7), § 15:3

Strike, § 3:10

Strike, rule 12(f), § 15:5

MOTIONS IN LIMINE

Procedures in advance of trial, § 33:2

MULTIPLE CLAIMS AND PARTIES

Joinder, § 9:8, § 11:7

Venue, § 9:8

MUNICIPAL COURTS

Generally, § 1:4

NATIVE AMERICAN RESERVATIONS

Jurisdiction, § 8:4

NEGLIGENCE

Comparative, statutorily created affirmative defense, § 15:9

NEWLY DISCOVERED EVIDENCE

Rule 60(b)(2), § 40:24

NON CONVENIENS FORUM

Venue, § 9:13

NONJOINDER OF PARTIES

Required parties, § 11:9

NON-PARTIES

Disclosure, non-party at fault claims, § 20:6

Discovery, non-party statements, § 21:6

NONPROCESS DOCUMENTS

Service of, § 3:22

NONRESIDENTS

Process and service, § 14:11

NONRESPONSIVE VERDICTS

Generally, § 38:11

NOTEBOOKS

Juror notebooks, procedures in advance of trial, § 33:7

NOTICE OR KNOWLEDGE

Judgments, notice of entry of, § 39:7

Oral depositions, § 23:4

Physical and mental examinations, § 28:4

Procedures in advance of trial, notice of settlement, § 33:6

NUNC PRO TUNC JUDGMENTS

Generally, § 39:9

OBJECTIONS

Depositions, this index

Jurisdiction, § 8:9

Physical and mental examinations, § 28:4

Preservation and waiver, § 23:13

Remote civil practice, § 19:6

Trial, this index

OFFERS OF JUDGMENT

Procedures in advance of trial, § 33:3

OFFERS OF PROOF

Trial, § 36:8

OFFICERS

County agencies or officers, claims against, § 10:4

Public Entities and Officers, this index

OPENING STATEMENTS

Generally, § 35:6

Improper, § 35:8

Judgment based upon, § 35:9

Jury, § 37:12

Structuring the, § 35:7

OPINION EVIDENCE

Experts and Opinion Evidence, this index

ORAL DEPOSITIONS

Depositions, this index

ORDERS

Judgments and Decrees, this index

Physical and mental examinations, § 28:5

ORDERS RE REMOTE PRACTICE

Administrative orders re: COVID-19 Pandemic, § 19:2

OUT-OF-STATE

Foreign State or Country, this index

PAROLACTS OR MATTERS

Depositions, this index

PARTIES

Generally, § 11:1 to 11:15

Capacity to sue, § 11:1

Class actions, § 11:13

Classification of parties, § 11:5

Death of party, § 11:11

Derivative actions, § 11:14

Discovery, statements made by party, § 21:5

Early meeting of parties and tiering, requirement of, § 19:3

Fictitious defendants, § 11:4

Intervention, § 11:10

Joinder of Parties, this index

Meeting of parties and tiering, requirement of early, § 19:3

Nonjoinder of required parties, § 11:9

Non-Parties, this index

Real party in interest, § 11:2

Representative capacity, § 11:3

Shareholder and derivative actions, § 11:14

Substitution of parties, § 11:12

Third-party complaints, § 15:14

To substitute or add, amendment, § 13:5

Unincorporated associations, actions relating to, § 11:15

Venue, this index

Witnesses, this index

PARTNERSHIPS

Process and service, § 14:9

PERMISSION

Consent or approval, this index

PERMISSIVE JOINDER

Parties, § 11:6

PERMITS

Licenses and Permits, this index

PERSONAL JURISDICTION

Generally, § 8:6

PERSONAL SERVICE OF PROCESS

Defendants, § 14:4

PHYSICAL AND MENTAL EXAMINATIONS

Generally, § 28:1 to 28:6

Amendments to rule 35, § 28:1

PHYSICAL AND MENTAL EXAMINATIONS—Cont'd

Attendees, § 28:2

Examiner materials, § 28:6

Failure to appear, § 28:5

Notice, § 28:4

Objections, § 28:4

Orders, § 28:5

Recording of examination, § 28:3

Report of examiner, § 28:6

Requesting examination, § 28:2

Waiver of privilege, § 28:6

PHYSICIANS

Discovery, testifying treating physicians, § 21:17

PLACE OR LOCATION

Depositions, control of place of oral, § 23:11

Local Rules of Practice and Administrative Orders, § 2:5

Venue, this index

PLEADINGS

Generally, § 3:3

Amendment, this index

Complaint, this index

Complaint preparing, § 12:2

Court documents, § 3:3

Matters outside, rule 12(d), § 15:4

Statutory requirements, complaint, § 12:4

POSTHEARING PROCEDURES

Compulsory arbitration, § 32:5

POSTPONEMENTS

Trial, § 34:6

POST-TRIAL AND POST-JUDGMENT MOTIONS

Backgroud, § 40:2

Checklist, § 40:1

Excusable neglect, rule 60(b)(1), § 40:23

Function, § 40:2

Rule 50(a), motion for judgment, § 40:3

Rule 50(b), combined post-trial motions, § 40:4

Rule 59(a), grounds re motion, new trial, § 40:6

Rule 59(a), motion for new trial, § 40:5

Rule 59(a)(1)(A), irregularity, proceedings, § 40:7

Rule 59(a)(1)(B), jury, misconduct, § 40:8

Rule 59(a)(1)(B), misconduct, prevailing party, § 40:8

Rule 59(a)(1)(B), misconduct, prevailing party counsel, § 40:8

Rule 59(a)(1)(C), accident, § 40:9

Rule 59(a)(1)(C), surprise, § 40:9

Rule 59(a)(1)(D), newly discovered evidence, § 40:10

POST-TRIAL AND POST-JUDGMENT MOTIONS—Cont'd

Rule 59(a)(1)(E), damages, excessive or insufficient, § 40:11

Rule 59(a)(1)(F), evidentiary rulings, errors, § 40:12

Rule 59(a)(1)(F), jury instructions, § 40:12

Rule 59(a)(1)(G), passion or prejudice, § 40:13

Rule 59(a)(1)(H), verdicts, § 40:14

Rule 59(b), new trial, time for filing motion, § 40:15

Rule 59(d), to alter or amend, § 40:16

Rule 59(g), service by publication, new trial, § 40:17

Rule 59(i), new trial order, § 40:18

Rule 60(b), grounds for relief, § 40:21

Rule 60(b)(5), changed circumstances, § 40:27

Rule 60 relief from judgment or order, § 40:19

Rule 60(a), clerical mistakes in judgments, § 40:20

Rule 60(b)(1), excusable neglect, § 40:23

Rule 60(b)(2), newly discovered evidence, § 40:24

Rule 60(b)(3), fraud or other misconduct, § 40:25

Rule 60(b)(4), void judgments, § 40:26

Rule 60(b)(6), any other reason justifying relief, § 40:28

Savings statute, effect of, § 40:29

POST TRIAL MOTIONS

Checklist of post-judgment motions, § 40:1

PREHEARING PROCEDURES

Compulsory arbitration, § 32:3

PREJUDGMENT INTEREST

Generally, § 39:10

PRESERVE

Objections, § 23:13

PRESUMPTIONS AND BURDEN OF PROOF

Depositions, presumptive discovery limits, § 23:2

Interrogatories, presumptive discovery limits on, § 26:3

Management of civil cases, modifying presumptive tier assignment, § 19:5

Production of documents, presumptive discovery limits, § 27:2

Requests for admission, presumptive discovery limits, § 29:2

Tiers, modifying presumptive tier, § 19:5

Trial procedures, § 35:10

PRETRIAL PROCEDURES

Generally, § 33:1 to 33:7

Good faith settlement determinations, § 33:5

Joint pretrial statements, § 33:1

Juror notebooks, § 33:7

Motions in limine, § 33:2

Notice of settlement, § 33:6

Offers of judgment, § 33:3

Other pretrial submissions, § 33:1

PRETRIAL PROCEDURES—Cont'd

Settlement conference procedures, § 33:4 Submissions, § 33:1

PRE-VOIR DIRE OPENING STATEMENT

Jury, § 37:12

PRIOR ACTIONS

Summary disposition, award of costs of prior action, § 18:8

PRIORITY CASES

Trial, § 34:1

PRIVILEGES AND CONFIDENTIALITY

Attorney-client privilege, § 5:2

Discovery, § 21:7, § 21:9

Legal paraprofessionals, § 6:5

Process and service of process and papers, § 14:17

Subpoenas, claims of privilege, § 30:6

Waiver, physical and mental examinations, § 28:6

PROCEDURE OF COURT

Rules of Court, this index

PROCESS AND SERVICE OF PROCESS AND PAPERS

Alternative service, § 14:7

Certificate of service, § 3:23

Children, § 14:8

Court documents, § 3:2

Foreign state or country. Out-of-state, below

Governmental entities, § 14:9

Immunity from service, § 14:17

In-state

Publication, § 14:6

Waiver of service, § 14:5

Interrogatories, § 26:5

Mail, service by, § 14:13

Methods of service of summons, § 14:3

Minors, § 14:8

Nonprocess documents, § 3:22

Nonresident motorists, § 14:11

Out-of-state

Generally, § 14:12

Publication, § 14:15

Time to respond, § 14:16

Waiver, § 14:12 to 14:16

Partnerships, § 14:9

Personal service on defendant, § 14:4

Production of documents, service of request, § 27:5

Publication

In-state, § 14:6

PROCESS AND SERVICE OF PROCESS AND PAPERS—Cont'd

Publication—Cont'd

Out-of-state, § 14:15

Within Arizona, § 14:6

Return of service, § 14:2

Subpoenas, this index

Substituted service, § 14:7

Summons, § 14:1

Waivers of service, § 14:5, § 14:14

PRODUCTION OF DOCUMENTS

Generally, § 27:1 to 27:8

Contents of request, § 27:4

Depositions, § 23:8

Discovery, beyond tier limits, § 27:3

Filing not permitted, § 27:5

Limitations

Tier limits, below

Use of, § 27:1

Oral depositions, § 23:8

Presumptive discovery limits, § 27:2

Procedure for making request, § 27:4

Requests

Generally, § 27:1 to 27:8

Contents, § 27:4

Electronically stored information (ESI), § 27:7

Making request, procedure for, § 27:4

Production of requested documents, § 27:7

Responding to, § 27:6

Service of request/response, § 27:5

Responding to request, § 27:6

Service of request, § 27:5

Subpoenas, this index

Time for production, § 27:8

PROFESSIONALS

Disclosure, statutory disclosure regarding licensed professionals, § 20:5

PROOF

Evidence, this index

PROPERTY ACTIONS

Venue, § 9:5

PROPOSALS

Management of civil cases, proposed scheduling order, § 19:6

PROPOSED JUDGMENTS

Documents, § 3:14

INDEX

PROPOSED ORDERS

Documents, § 3:14

PROTECTIVE ORDERS

Discovery, § 21:12

PRO TEMPORE JUDGES

Generally, § 4:3

PUBLICATION

Process and Service of Process and Papers, this index

PUBLIC ENTITIES AND OFFICERS

Claims against, § 10:3

Venue, § 9:6

PUBLIC RECORDS

Trial, § 35:18

QUALIFICATION

Jurors, § 37:9

REAL PARTY IN INTEREST

Parties, § 11:2

RECEIVERS AND RECEIVERSHIP

Judges, § 4:6

RECORDS AND RECORDING

Business records, option to producing, § 26:8

Examinations, physical and mental, § 28:3

Interrogatories, option to producing business records, § 26:8

Medical Records, this index

Minutes, this index

REMEDIES

Actions and Remedies, this index

REMOTE CIVIL PRACTICE

Generally, § 19:1 to § 19:11

Constitutional considerations, § 19:6

COVID-19 Pandemic, § 19:1

Deposition practice, § 19:3

Future of, § 24:5

Future proceedings, § 19:7

Hearings, § 19:5

Impact of global pandemic on civil litigation, § 24:1

Objections, § 19:6

Objections and constitutional considerations, § 24:4

Remote

Deposition practice, § 24:2

Hearings and trials, § 24:3

Trials, § 19:5

REPORTS

Discovery, protection for report drafts and other communications of experts, $\S~21:16$

Examiner, physical and mental examinations, § 28:6

Experts, protection for report drafts and other communications in discovery, $\mbox{\bf \$ 21:16}$

Joint report, management of civil cases, § 19:6

Management of civil cases, joint report, § 19:6

REPRESENTATIVES

Parties, representative capacity, § 11:3

REQUESTS

Admission. Requests for admission, this index

Examinations, physical and mental, § 28:2

Production of Documents, this index

REQUESTS FOR ADMISSION

Generally, § 29:1 to 29:8

Amendment of responses, § 29:8

Deficient responses, § 29:7

Discovery, beyond tier limits, § 29:3

Failure to respond, § 29:7

Filing not permitted, service of request, § 29:5

Presumptive discovery limits, § 29:2

Procedure for making requests, § 29:4

Purpose, § 29:1

Responses, § 29:6

Service of request; filing not permitted, § 29:5

Standards, procedure for making requests, § 29:4

Withdrawal of responses, § 29:8

REQUIRED JOINDER

Parties, § 11:8

RESPONSES

Claims. Answer, this index

Interrogatories, § 26:6

Requests for admission, § 29:6

RESTRICTIONS

Limitations or Restrictions, this index

RETURN

Process and service, return of service, § 14:2

Verdict, § 38:10

REVIEW

Appeal and Review, this index

RULE 8(D)

Affirmative defenses, specifically, § 15:8

RULE 8(D)—Cont'd

Affirmative defenses; failure to plead, § 15:7

RULE 12(B)(1)-(7)

Motions, § 15:3

RULE 12(D)

Matters outside the pleadings, § 15:4

RULE 12(F)

Motions to strike, § 15:5

RULE 31

Rule 30(c)(4) procedures, Rule 31 vs., § 25:5

RULE 32

Oral depositions, § 23:15

RULE 35

Amendments, physical and mental examinations, § 28:1

RULE 37

Contempt, § 7:7

RULE 54(B)

Appellate jurisdiction, § 39:21 Final judgment, § 39:11

RULE 54(C)

Final judgment, § 39:12

RULE 55

Default judgment against state, rule 55(d), § 17:7 Effect of entry of default, rule 55(a), § 17:3 Entry of default, rule 55(a), § 17:2 Final default judgment Effect, rule 55(b), § 17:5 Entry, rule 55(b), § 17:4 Setting aside entry of default, rule 55(c), § 17:6

RULE 56

Summary disposition, judgment standard, § 18:5 Summary disposition, procedure for summary judgment, § 18:6

RULE 60

Relief from judgment or order, § 40:19

RULE 60(A)

Clerical mistakes in judgments, § 40:20

RULE 60(B)

Entry default judgment, relief from, § 40:22 Grounds for relief, § 40:21

RULE 60(B)(1)

Excusable neglect, § 40:23

RULE 60(B)(2)

Newly discovered evidence, § 40:24

RULE 60(B)(3)

Fraud or other misconduct, § 40:25

RULE 60(B)(4)

Void judgments, § 40:26

RULE 60(B)(5)

Generally, § 40:27

RULE 60(B)(6)

Generally, § 40:28

RULE 12(C) MOTION FOR JUDGMENT ON THE PLEADINGS

Summary disposition, § 18:2

RULE 12 MOTIONS

Tolling effect, § 15:2

RULE 12(C) MOTIONS

Judgment on the pleadings, summary disposition, § 18:2

RULE 11 SANCTIONS

Contempt, § 7:6

RULES AND ORDERS RE REMOTE PRACTICE

Administrative orders re: COVID-19 Pandemic, § 19:2

Covid-19 pandemic, § 19:2 COVID-19 Pandemic, § 19:2

RULES OF COURT

Generally, § 2:1 to 2:7

Appellate Rules, § 2:7

Authority, Rule-making, § 2:1

Checklist of procedural Rules, § 2:3

Historical overview, state Rules of Civil procedure, § 2:4

Local Rules of Practice and Administrative Orders, § 2:5

Particular proceedings, requirements, § 2:6

Procedural Rules, statutory, § 2:2

Rules of Civil procedure, state, § 2:4

Statutory procedural Rules, § 2:2

RULINGS

Objections, § 36:7

SANCTIONS

Contempt of court, § 7:5 to 7:7

Management of civil cases, § 19:8

SATISFACTION OF JUDGMENT

Generally, § 39:19

SAVINGS STATUTE

Effect of, § 40:29

Summary disposition, § 18:7

SCHEDULES AND SCHEDULING

Conflict between courts, trial, § 34:7

Discovery, control of, § 21:20

Management of civil cases, proposed scheduling order, § 19:6, § 19:7

SCHEDULING CONFERENCES

Management of civil cases, § 19:7

SCOPE OF DISCOVERY

Electronically stored information (ESI), § 22:1

SEALED INSTRUMENTS

Court documents, § 3:21

SELECTION

Forum selection, complaint, § 12:1

Jury. Voir Dire, this index

Voir Dire, this index

SELECTION OF JURY

Voir Dire, this index

SENSITIVE DATA

Court documents, filing, § 3:20

SEPARATE TRIAL OF ISSUES OR CLAIMS

Generally, § 34:5

SEQUENCE

Discovery, control of, § 21:20

SERVICE OF PROCESS AND PAPERS

Process and Service of Process and Papers, this index

SETTING ASIDE

Default and Default Judgments, this index

SETTINGS

Conference, trial-setting, § 34:3

Obtaining trial-setting, § 34:2

Trial, § 34:1 to 34:8

SETTLEMENT CONFERENCE PROCEDURES

Procedures in advance of trial, § 33:4

SHAREHOLDERS

Parties, shareholder and derivative actions, § 11:14

SIGNATURES

Disclosure statements, § 20:9

SMALL CLAIMS COURT

Structure, § 1:6

STATEMENTS

Agreed statement of facts, submission of matter on, § 37:5

Disclosure statements, filing of, § 20:9

Discovery, this index

Joint pretrial statements, § 33:1

Opening Statements, this index

STATUTE OF LIMITATIONS

Generally, § 16:1 to 16:11

Application of limitations, § 16:1

Asserting the defense, § 16:8

Checklist of limitations, § 16:3

Choice of law, § 16:9

Constructive fraud, § 16:10

Contract actions, § 16:6

Equitable tolling, § 16:11

Estoppel, § 16:10

Laches, distinguished, § 16:2

Liabilities created by statute, § 16:4

Other actions, limitations applicable to, § 16:7

Purpose of limitations, § 16:1

Summary disposition, § 18:7

Tort actions, § 16:5

STATUTES

Limitations. Statute of Limitations, this index

Savings Statute, this index

Statutory venue provisions, § 9:2

STATUTORY CONTEMPT

Generally, § 7:2

STAY OF JUDGMENT

Generally, § 39:20

STIPULATIONS

Attorneys, § 5:8

Court documents, written stipulations, § 3:17

Depositions, stipulation to conduct oral, § 23:7

Jury trial, stipulation to waiver of, § 37:3

STRIKE MOTIONS

Generally, § 36:10

Rule 12(f), response to claim, § 15:5

SUBJECT MATTER JURISDICTION

Generally, § 8:5

SUBMISSIONS

Agreed statement of facts, § 37:5 Case to jury, § 38:1 Matter, court decisions, § 37:1 Pretrial procedures, § 33:1

SUBPOENAS

Generally, § 30:1 to 30:8 Attendance of witnesses, § 30:3 Claims of privilege, § 30:6 Form, § 30:2 Inadvertent production, § 30:6 Inspection; objections, § 30:4 Issuance, § 30:2 Media witnesses, § 30:8 Medical records, § 30:7 Privilege, claims of, § 30:6 Production, objections, § 30:4 Purpose, § 30:1 Scope, § 30:1 Service of, § **30:5** Witnesses Attendance of, § 30:3 Media witnesses, § 30:8

SUBSTITUTED SERVICE

Process and service, § 14:7

SUBSTITUTION

Parties, § 11:12

SUITABILITY

Compulsory arbitration, § 32:1

SUMMARY DISPOSITION

Generally, § 18:1 to 18:8

Award of costs of prior action, § 18:8

Form of request, § 18:1

Judgment on the pleadings, Rule 12(c) motion for, § 18:2

Rule 41(b) involuntary dismissals, § 18:4

Rule 56 judgment standard, § 18:5

Rule 56 procedure for summary judgment, § 18:6

Rule 41(a) voluntary dismissals, § 18:3

Savings statute, § 18:7

Statute of limitations, running of, § 18:7

SUMMONING

Jurors, § 37:11

SUPERIOR COURT

Structure, § 1:7

SUPPLEMENTAL ACTS OR MATTERS

Disclosure, § 20:10

Discovery responses, § 21:22

SUPPLEMENTAL PLEADINGS

Amendment, § 13:14

SUPREME COURT

Structure, § 1:9

SURPRISE

Mistake, accident, or Surprise, this index

TAXATION

Form, re taxable costs and fees, § 39:13

Judgments, procedure for requesting taxable costs, § 39:15

Taxable costs under a.R.S. § 12-332, § 39:14

TELEPHONIC DEPOSITIONS

Depositions, § 23:5

TERRITORIAL JURISDICTION

Generally, § 8:3

THIRD-PARTY COMPLAINTS

Responses, § 15:14

THIRD-PARTY LITIGATION FUNDING CERTIFICATE

Court documents, § 3:6

TIERS

Assignment, use of case characteristics for, § 19:2

Case characteristics, use for assignment to tiers, § 19:2

Discovery, beyond tier limits, § 29:3

Discovery, this index

Early meeting of parties and tiering, § 19:3

Exceeding tier limits, § 23:3

Limits

Discovery, § 21:3

Discovery, beyond tier limits, § 29:3

Interrogatories, this index

Production of Documents, this index

Requests for admission, this index

Modifying presumptive tier, § 19:5

Production of Documents, this index

TIME

Computation of time, court documents, § 3:25

Disclosure, § 20:8

Interrogatories, additional time to respond, § 26:6

TIME—Cont'd

Judgments and decrees, § 39:2 Production of documents, § 27:8 Respond, process and service, § 14:16 Response to claims, time to respond, § 15:1

TOLLING EFFECT

Rule 12 motions, § 15:2

TORTS

Complaint, § 12:8 Statute of limitations, § 16:5 Venue, § 9:3

TRADE SECRETS

Discovery, § 21:13

TRANSCRIPTS

Depositions, witness review of transcripts of oral, § 23:14

Generally, § 34:1 to 34:8 Basis for objections, § 36:6 Bench conference, § 36:3 Burden of proof. Presumptions and Burden of Proof, this index Calendar, dismissals, § 34:8 Conferences, trial-setting, § 34:3 Consolidation, § 34:4 Court control Proceedings, § 35:12 Court procedures, § 35:2 Court reporter, role of, § 36:2 Direct examination, § 35:14, § 35:15 Dismissal calendar, § 34:8 Documents, laying foundation, § 35:20 Dual purpose, § 36:1

Evidence, this index

Examples

Demonstrative evidence, § 35:16

Illustrative aids, § 35:16

Summaries, § 35:16

Exhibits, § 35:17

Expert and Opinion Evidence, this index

Foundation, laying

Generally, § 35:19 to § 35:21

Documents, § 35:20

Expert opinions, § 35:21

Lay opinions, § 35:21

Hazardous evidence, § 35:17

Improper opening statement, § 35:8

TRIAL—Cont'd

Interpreters, § 35:13

Judgment as matter of law, § 36:9

Judgment based upon opening statement, § 35:9

Jury and Jury Trial, this index

Lay witness opinion, laying foundation, § 35:21

Leading questions on direct examination, § 35:15

Mistrial, motion for, § 36:4

Motions, § 36:11

Objections

Basis for, § 36:6

During trial, generally, § 36:5

Orders, § 36:7

Ruling on, § 36:7

Objections to proposed instructions; fundamental error, § 35:4

Obtaining a trial setting, § 34:2

Offers of proof, § 36:8

Opening Statements, this index

Order of proof, § 35:11

Other motions, § 36:11

Postponements, § 34:6

Presumptions and Burden of Proof, this index

Pretrial Procedures, this index

Priority cases, § 34:1

Procedures, generally, § 35:1 to 35:21

Procedures in advance of Trial, this index

Proceedings

Court control, § 35:12

Proof. Evidence, this index

Public records, § 35:18

Remote civil practice, § 19:5

Ruling on objections, § 36:7

Scheduling conflicts between courts, § 34:7

Separate trial of issues or claims, § 34:5

Setting, § 34:1 to 34:8

Statements. Opening Statements, this index

Strike from the record, motions to, § 36:10

Structuring, opening statement, § 35:7

TRIBAL COURT

Judgments, § 39:18

Structure, § 1:10

UNINCORPORATED ASSOCIATIONS

Parties, actions relating to, § 11:15

UNSWORN DECLARATIONS

Court documents, § 3:18

VACATING AND SETTING ASIDE

Default and Default Judgments, this index

VENUE

Cause, change of venue for, § 9:12

Change of venue

Generally, § 9:9 to 8:12

Cause, change for, § 9:12

County as a party, § 9:11

Improper venue, below

State changing, § 9:10

Contract actions, § 9:4

Corporations, actions against, § 9:7

County as a party, change, § 9:11

Forum non conveniens, § 9:13

Improper venue

Generally, § 9:14

Procedures for challenging, § 9:15

Jurisdiction vs. venue distinguished, § 9:1

Multiple claims or parties, § 9:8

Parties

County as a party, change, § 9:11

Multiple claims or parties, § 9:8

Property actions, § 9:5

Public entities and officers, § 9:6

Statutory venue provisions, § 9:2

Tort actions, § 9:3

VERDICTS

Defective verdicts, § 38:11

Impeaching verdict, § 38:7

Informal verdicts, § 38:11

Nonresponsive verdicts, § 38:11

Return of verdict, § 38:10

Types of, § 38:3

VERIFICATIONS

Court documents, § 3:18

VEXATIOUS LITIGATION

Contempt of court, § 7:8

VISITING JUDGES

Judges, § 4:2

VOID JUDGMENTS

Rule 60(b)(4), § 40:26

VOIR DIRE

Challenges for cause, § 37:14

Examination by attorneys, § 37:13

VOIR DIRE—Cont'd

Opening statement, pre-voir dire, § 37:12 Pre-voir dire opening statement, § 37:12

WAIVER OR ESTOPPEL

Jurisdiction, § 8:9

Jury trial, waiver of right to
Generally, § 37:2 to § 37:4

Effect of, § 37:4

Limited, § 37:4

Stipulation to, § 37:3

Objections, waiver of, § 21:12

Privilege, physical and mental examination

Privilege, physical and mental examinations, § 28:6 Process and service of process and papers, § 14:5, § 14:14

Statute of limitations, § 16:10

WITHDRAWAL

Attorneys, § 5:9

Requests for admission, withdrawal of responses, § 29:8

WITHHOLDING PRIVILEGED INFORMATION

Discovery, § 21:9

WITNESSES

Attorney interviewing witness, § 5:7
Checklist, privileges and confidential documents, § 31:5
Competency and credibility, § 31:1
Confidential documents, § 31:4
Depositions, witness review of transcripts of oral depositions, § 23:14
Disclosure by expert witnesses, § 20:4
Exclusion of, § 35:5
Foundation, admission of expert testimony, § 31:2
Interview by attorney, § 5:7
Lay witness opinion, § 31:3

Media witnesses, subpoenas, § 30:8 Subpoenas, this index

Testimonial privileges, § 31:4

WRITING AND WRITTEN MATTERS

Court documents, written stipulations, § 3:17 Depositions, written questions, § 23:9 Signatures, this index Stipulations, court documents, § 3:17