FILED
99 MAY 12 AM 10:56
BEVERLY FRAME
CLERK OF SUPERIOR COURT
YUMA, ARIZONA 85364

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF YUMA

In the Matter of: APPOINTMENT OF YUMA COUNTY CONFLICT ADMINISTRATOR RE: COURT APPOINTED COUNSEL FOR INDIGENT CRIMINAL DEFENDANTS	Administrative Order No. 99-11

On January 29, 1997, this court issued Administrative Order No. 97-07 appointing Robert Roberson, then Yuma County Conflict Attorney Administrator (Conflict Administrator), as Indigent Defense Counsel for those cases arising in the Public Defender's Office, for which the Public Defender is neither authorized by law or able in fact to accept appointment as well as for those cases, as may be necessary, for post-judgment actions, such as Post-Conviction Relief matters and Appeals.

On August 28, 1997 José Angel de la Vara was appointed by Yuma County as Legal Defender to represent indigent persons in those cases arising in the Public Defender's Office, for which the Public Defender is neither authorized by law or able in fact to accept appointment.

On September 16, 1997 José Angel de la Vara was appointed by the Yuma County Administrator to succeed Robert Roberson as the Conflict Attorney Administrator. He assumed

the duties of such appointment, and is presently serving in such capacity, for those cases arising in either the Public Defender's Office or the Legal Defender's Office, for which either the Public Defender or the Legal Defender is not authorized by law or able in fact to accept appointment as well as for those cases, as may be necessary, for post-judgment actions, such as Post-Conviction Relief matters and Appeals.

It appearing that the Conflict Administrator must accept appointment by the court for cases which either the Public Defender or the Legal Defender is not authorized by law or able in fact to accept appointment (i.e., cases known collectively, and designated generally, as "conflict cases," and which may include post-judgment actions such as Post-Conviction Relief and Appeals); and it appearing that the Conflict Administrator enters into contractual arrangements on behalf of Yuma County, employing private attorneys, at compensation and expenses fixed by Yuma County, whereby such private attorneys agree to perform the duties and functions of indigent defense counsel in those case in which the Conflict Administrator has been appointed by the Court, and to which they are assigned by the Conflict Administrator,

IT IS HEREBY ORDERED that the duly appointed and acting Conflict Administrator, will be appointed as Indigent Defense Counsel for those cases arising in the Public Defender's Office or the Legal Defender's Office, for which either the Public Defender or the Legal Defender is not authorized by law or able in fact to accept appointment.

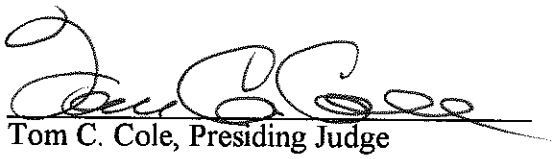
IT IS FURTHER ORDERED that the duly appointed and acting Conflict Administrator, will be appointed as Indigent Defense Counsel, as may be necessary, for post-judgment actions, such as Post-Conviction Relief matters and Appeals.

IT IS FURTHER ORDERED that this Order shall include those attorneys assigned by the Conflict Administrator to perform defense services pursuant to this appointment.

IT IS FURTHER ORDERED that this Order is *nunc pro tunc* as to September 16, 1997, the date José Angel de la Vara was appointed and assumed the position of Conflict Administrator, and as to those attorneys assigned by the Conflict Adminsitrator to provide indigent defense

services under their employment agreements with Yuma County.

DATED this 12th day of May, 1999.



Tom C. Cole, Presiding Judge

Copies to:

Hon. Philip L. Hall
Hon. Kirby D. Kongable
Hon. John N. Nelson
Hon. Thomas A. Thode
Steve Gallaher, Court Administrator
Beverly Frame, Clerk of Superior Court
Patricia Orozco, County Attorney
José Angel de la Vara, Conflict Administrator
Lucy Shipp, Chair, Yuma County Board of Supervisors
Tony Reyes, Vice Chair, Yuma County Board of Supervisors
Wally Hill, County Administrator