AGENDA MATERIAL
DATE 3/2/21 ITEM NO. R&8

MEMORANDUM

Date: February 25, 2021

To: The Honorable Chair and Members
Pima County Board of Supervisors

From: C.H. Huckelberry
County Administrator

Re: **Eviction Statistics**

I received the attached email from the Presiding Judge of the Superior Court on February 24th this email is in response to my memorandum of February 19, 2021 requesting data from the Consolidated Justice Court. By an administrative order of the Supreme Court, Judge Bryson is directly supervising the Consolidated Justice Court. The material provided meet the items requested in my February 19th memorandum. I very much appreciated the work of Judge Bryson and the Acting Court Administrator, Kent Batty in responding to my request. This data should be helpful to the Board when further considering the issue of evictions at the March 2, 2021 meeting of the Board of Supervisors. I would like to thank Judge Bryson for the effort expended in gathering significant this amount of data and information in a relatively short period of time.

CHH/mp

Attachments

c: The Honorable Kyle Bryson, Presiding Judge, Pima County Superior Court
Jan Lesher, Chief Deputy County Administrator
Kent Batty, Interim Court Administrator, Pima County Consolidated Justice Court

Monica Perez

From: Chuck Huckelberry
Sent: Thursday, February 25, 2021 7:06 AM
To: Monica Perez
Subject: FW: PCCJC eviction statistics
Attachments: PCCJC eviction stats 2 24 2021.docx

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From: Bryson, Kyle <kbryson@sc.pima.gov>
Sent: Wednesday, February 24, 2021 10:17 PM
To: Chuck Huckelberry <Chuck.Huckelberry@pima.gov>
Subject: PCCJC eviction statistics

I write in response to your memorandum of February 19, 2021, requesting data on PCCJC eviction cases. As you are aware, not all of the data you seek is readily available; a few of the inquiries will require case-by-case, order-by-order manual research which will require scores of hours to compile. The attached document provides the data we are able to provide and comments on the limitations we've encountered.

To exemplify the amount of work necessary to compile information that we haven't yet produced, if our staff members manually research minute entry orders to capture certain details (see notes on #3), they would have to search 6,568 files for 2020 alone, at an estimated rate of over 100 person-hours. So, please let me know if you wish us to tackle that case-by-case research.

I hope this data is helpful in understanding the complexities of the process. If you have any questions or need further information, of course, please feel free to contact me.

Regards,

Kyle Bryson

Pima County Consolidated Justice Court

Evictions Statistics Requested by

C.H. Huckelberry, County Administrator

February 24, 2021

1. Total filings by month and the nature of the filing.

	IRREPARABLE BREACH	NON PAYMENT	NON-COMPLIANT HEALTH & SAFETY	NON-COMPLIANT MATERIAL	UNLAWFUL OUSTER	Monthly Filings
Jan-19	21	970	6	12	0	1009
Feb-19	9	697	3	8	0	717
Mar-19	17	591	3	7	0	618
Apr-19	25	742	4	14	0	785
May-19	24	803	5	12	0	844
Jun-19	18	735	7	9	0	769
Jul-19	11	880	5	18	0	914
Aug-19	21	819	3	6	0	849
Sep-19	15	817	2	14	0	848
Oct-19	16	1142	3	17	0	1178
Nov-19	18	967	5	16	0	1006
Dec-19	18	1015	1	21	0	1055
Jan-20	18	1048	3	23	0	1092
Feb-20	23	922	5	34	0	984
Mar-20	35	568	5	23	0	631
Apr-20	28	196	1	19	0	244
May-20	41	246	6	45	0	338
Jun-20	36	308	5	42	0	391
Jul-20	42	306	2	28	0	378
Aug-20	28	407	4	28	1	468
Sep-20	38	366	6	37	0	447
Oct-20	33	398	1	52	1	485
Nov-20	28	410	5	45	0	488
Dec-20	25	547	1	49	0	622

2. Total judgments and for whom.
   (The data below is only for CY20, because the data for CY19 has anomalies that require further validation. Also, the table does not include cases dismissed, because your request was for judgments; dismissals are not judgments but arguably the defendant is the beneficiary.)

	Plaintiff	Defendant	Total
Jan-20	758	0	758
Feb-20	584	0	584
Mar-20	371	1	372
Apr-20	34	0	34
May-20	58	0	58
Jun-20	601	0	601
Jul-20	272	0	272
Aug-20	260	0	260
Sep-20	361	2	372
Oct-20	284	0	284
Nov-20	454	0	454
Dec-20	482	0	482

3. Number of Motions for Reconsideration filed, those set for hearing or ruled and the result. (The table below reflects only motions by that exact title. Other kinds of motion hearings may include a Motion for Reconsideration, but may be titled as something else. Trying to identify those would require case-by-case research on a few thousand cases, as would the effort to determine how many were set for hearings and the results.)

	Motion to Reconsider (based on date of Motion)
20-Jan	N/A
20-Feb	N/A
20-Mar	0
20-Apr	0
20-May	0
20-Jun	1
20-Jul	2
20-Aug	7
20-Sep	9
20-Oct	2
20-Nov	9
20-Dec	7

4. Number of Motions to Compel. Number set for hearing and result.
(The table below reflects only 2020 data since March, because that is the point at which we began tracking Motions to Compel. We have the same problems as in the previous request with regard to hearing numbers and results.)

	Filed Motion to Compel (based on date of Motion)
20-Jan	N/A
20-Feb	N/A
20-Mar	2
20-Apr	6
20-May	10
20-Jun	10
20-Jul	29
20-Aug	31
20-Sep	24
20-Oct	12
20-Nov	26
20-Dec	16

5. Number of cases where defendant was represented by counsel and the final result. (Our system captures only that an attorney was listed on the case, not whether the attorney attended any specific hearing. So the table shows the totals where an attorney is indicated and the results.)

	Represented Defendants	Plaintiff	Defendant	Stipulation	Settlement	Transfer Out	Dismissed
Jan-19	**1**	1	0	0	0	0	0
Feb-19	**1**	1	0	0	0	0	0
Mar-19	**0**	0	0	0	0	0	0
Apr-19	**1**	0	0	0	0	0	1
May-19	**2**	1	0	0	0	0	1
Jun-19	**1**	0	0	0	0	0	1
Jul-19	**8**	2	0	0	0	0	6
Aug-19	**2**	0	0	0	0	0	2
Sep-19	**5**	3	0	0	0	0	2
Oct-19	**13**	6	0	0	1	0	6
Nov-19	**16**	8	0	0	0	0	8
Dec-19	**6**	2	0	0	0	0	4
Jan-20	**5**	2	0	0	0	0	3
Feb-20	**4**	1	0	0	0	0	3
Mar-20	**5**	3	0	0	0	0	2
Apr-20	**1**	1	0	0	0	0	0
May-20	**5**	3	0	0	0	0	2
Jun-20	**13**	7	0	0	0	0	6
Jul-20	**7**	2	0	0	0	0	5
Aug-20	**7**	3	0	0	0	0	4
Sep-20	**7**	1	0	0	0	0	6
Oct-20	**4**	2	2	0	0	0	0
Nov-20	**9**	3	0	0	0	0	6
Dec-20	**12**	3	0	1	0	2	6

6. Number of cases where the plaintiff was represented.

	Represented Plaintiff
Jan-19	705
Feb-19	757
Mar-19	603
Apr-19	629
May-19	694
Jun-19	654
Jul-19	734
Aug-19	801
Sep-19	662
Oct-19	1054
Nov-19	797
Dec-19	1129
Jan-20	1024
Feb-20	813
Mar-20	543
Apr-20	158
May-20	155
Jun-20	727
Jul-20	297
Aug-20	365
Sep-20	440
Oct-20	370
Nov-20	418
Dec-20	559

7. Number of hearings where defendant was represented.
   (See number 5. The system doesn't capture whether an attorney is present at a hearing.)

8. Number of hearings where defendant did not appear.
   (As with numbers 5 and 7, the system does not capture defendant's appearance at each hearing, but we will provide the number of defaults entered, which occur when the defendant does not appear.)

9. Number of appeals and their result.
   (The table below shows the number of appeals filed, but appeals may be abandoned and may never reach the Superior Court. The data on the results requires additional validation, but you can see that the number are small.)

	Appeals Filed (based on date of appeal)
Jan-19	3
Feb-19	2
Mar-19	1
Apr-19	0
May-19	3
Jun-19	5
Jul-19	3
Aug-19	1
Sep-19	4
Oct-19	6
Nov-19	5
Dec-19	1
Jan-20	1
Feb-20	2
Mar-20	0
Apr-20	1
May-20	3
Jun-20	3
Jul-20	6
Aug-20	2
Sep-20	8
Oct-20	4
Nov-20	8
Dec-20	2

10. Copies of the filing and judgment for all cases filed in 2020.
    (Because this is a substantial amount of information, we have put this data in the cloud. You can access it at this link: **Eviction Documents**.)

MEMORANDUM

Date: February 19, 2021

To: The Honorable Kendrick Wilson
Presiding Justice of the Peace
Pima County Consolidated Justice Court

From: C.H. Huckelberry
County Administrator

Re: **Eviction Statistics**

My office has been directed by the Board of Supervisors to provide a comprehensive analysis of evictions filed in the Consolidated Justice Court. To that end, I am requesting the following data, by month, for calendar years 2019 and 2020:

1. Total filings for the month and how many were for non-payment of rent, material breach or irreparable breach.
2. Total judgments and how many were for the plaintiff and defendant.
3. The number of motions filed for reconsideration. How many were set for hearing as opposed to an in chambers ruling and how many were granted and denied.
4. The number of motions to compel. How many were set for hearing as opposed to an in chambers rulings and I how many were granted and denied.
5. The number of cases where the defendant was represented by an attorney. I would also like to know if the judgment was for the plaintiff or defendant or if the case was dismissed.
6. The number of cases where the plaintiff was represented by an attorney.
7. The number of hearings where the defendant was represented by an attorney.
8. The number of hearing where the defendant did not appear.
9. The number of appeals and if the court was affirmed or reversed.
10. In addition, I would like copies of the filing and judgment for all cases filed in calendar year 2020.

As time is of the essence, I would appreciate receiving this information no later than Wednesday, February 24, 2021.

CHH/mp

c: The Honorable Kyle Bryson, Presiding Judge, Pima County Superior Court
Kent Batty, Interim Court Administrator, Pima County Consolidated Justice Court
Jan Lesher, Chief Deputy County Administrator
Carmine DeBonis, Jr., Deputy County Administrator for Public Works
Francisco García, MD, MPH, Deputy County Administrator & Chief Medical Officer, Health and Community Services