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ARIZONA SUPERIOR COURT, PIMA COUNTY

JUDGE: HON. D. DOUGLAS METCALF

CASE NO. CR20251060-001
CR20251454-001

DATE: November 10, 2026

STATE OF ARIZONA
State

VS.

LANE JEFFERY MYERS (-001)
Defendant

R U L I N G

IN CHAMBERS:

Jason Adam Jensen, a member of the public, has given notice pursuant to Arizona Supreme Court Rule 122(h) that he intends to record the court proceedings scheduled for Tuesday, November 17, 2026 using a personal audio recorder. Supreme Court Rule 122.1(e) authorizes the Court to restrict the use of portable electronic devices, which includes personal audio recorders, that are disruptive or distracting, or contrary to the administration of justice. The Court has previously entered orders that it is not allowing members of the public to record proceedings in this case using personal audio recorders due to the potential for disruption. Mr. Jensen has himself previously asked to record the proceedings in this case using a personal audio recorder, which this Court has denied. The Court also denied his request for reconsideration. In response, Mr. Jensen filed an emergency special action with the Arizona Court of Appeals seeking to overturn this Court's order. The Court of Appeals denied his appeal. Consequently, this Court's previous order still stands. Likewise, the United States District Court has held that this Court's orders denying the use of a personal audio recorder in this case does not violate the requestor's constitutional rights. *Peltz v. Metcalf*, No. CV-25-00165-TUC-SHR (U.S. Dist. Ct., Dist. Ariz. 3/20/2026).

Mr. Jensen also argues that he is being treated differently from the media outlet that requested to record the proceedings under Supreme Court Rule 122(c). The Court granted the media outlet's request as the pool

Gina Swecker
Judicial Administrative Assistant

reporter. Serving as the pool reporter for the hearing is fundamentally different from using a personal audio recorder, as Rule 122 recognizes.

Given this Court's ruling, any attempt to use a personal audio recorder will result in expulsion from the hearing, and/or a contempt citation.

Based on the foregoing,

IT IS ORDERED that Mr. Jensen's notice to use a personal audio recorder to record the court proceedings scheduled for Tuesday, November 17, 2026 is **DENIED**.

/s/
D. DOUGLAS METCALF
(ID: b4811de9-c538-421d-9401-75f4f862257d)

cc: Mark R. Resnick, Esq.
Rachel L Stiles, Esq.
Jason Adam Jensen

Gina Swecker
Judicial Administrative Assistant