

EXTRADITION DOCUMENT CHECKLIST

BACKGROUND: For purposes of our Documents, an Extradition is the official process whereby Arizona transfers a suspected or convicted criminal to another state/sovereign. A Rendition is when Arizona makes a formal demand upon another state/sovereign for the surrender or extradition of a fugitive.

CHECKLIST: The following checklist will help ensure that all required documents are obtained and included in the Requisition Application.

RE: Extradition/Rendition of _____ to the State of _____

Rendition - Requisition Application (In-State): Formal request from the Prosecuting Attorney to the Governor's Office. Ensure the Application states the name of the Fugitive (including all aliases) and list(s) the crimes he/she is charged with or convicted of, and contains the following documents and/or information:

Certified copies of the Charging documents (*see* A.R.S. §13-3845(A)(3)): Indictment and Arrest Warrant; or Sentencing Order/Judgment, and Probation violation report, and Order to Vacate Probation and Issue a Bench Warrant;

Booking Photo w/Photo Affidavit, and/or Certified Fingerprint Card (A.R.S §13-3845(B)(1)-(2));

Copy of all statutes that the fugitive is being charged with (Recommended, but Optional);

Affidavit of Probable Cause (needed if charging document is a Complaint or Information Sheet);

If the fugitive is in Prison, in an Out-of-State facility, and is wanted for a probation violation or they were convicted, but did not appear for sentencing, the Governor's Extradition Officer will draft an **Executive Agreement** to accompany the Requisition Packet;

Extradition - Governor's Requisition (Out-of-State Request): Formal request for Extradition from the Executive Authority (Governor) of another State to Arizona's Governor:

Governor's Requisition Request and Agent Appointment (these may be one document or two separate documents), and these documents must be signed by the Governor with an Attestor's signature, and the document(s) will contain the Requesting State's official State Seal;

Requisition Application;

Certified copies of the Charging documents (*see* A.R.S. §13-3845(A)(3)): Indictment and Arrest Warrant; or Sentencing Order/Judgment, and Probation violation report, and Order to Vacate Probation and Issue a Bench Warrant;

Booking Photo w/Photo Affidavit, and/or Certified Fingerprint Card (A.R.S. §13-3845(B)(1)-(2));

Copy of all statutes that the fugitive is being charged with (Recommended, but Optional);

Affidavit of Probable Cause (needed if charging document is a Complaint or Information

Sheet);

- Interstate Agreement on Detainers (IAD):** If the fugitive is in State Prison and is wanted for Untried Charges, then an IAD Form V(5) needs to be filled out and signed by the County Prosecutor seeking the return of the fugitive.
 - The IAD should state in which out-of-state Prison the fugitive is currently being held, and an Address and Contact Name should be provided regarding the same.
 - The IAD should also contain Charging documents and the Arrest Warrant certified by the County Clerk's Office.
 - The IAD packet should also contain a Photo, Fingerprint Card or some other type of physical description (certified).

- 1. Once all necessary documents are compiled, the next step is to have all necessary Applications and Affidavits signed and notarized. Also ensure that all Charging Documents are certified, as well as the Fingerprint Card. It is helpful to provide the Governor's Extradition Officer with the Fugitive's hearing dates (i.e., the 30, 60, and 90 day scheduled hearings).

- 2. Next, provide the Governor's Extradition Officer with two (2) Original and complete packets, and two (2) Copies of the complete packets.

If you have any questions, please feel free to contact Extradition Officer, Aaron Bushor at (602) 542-1326 or email at abushor@az.gov.