

Court of Appeals, Division One

Criminal

1 CA-CR 22-0380

STATE v. GRIFFIN

Appellate Case Information

Case Filed: 31-Aug-2022
Case Closed:

Dept/Composition

Department F
Hon. Jennifer B Campbell
Hon. Kent E Cattani
Hon. Anni Hill Foster

Consolidated with: 1 CA-CR 23-0083

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Appellee

Joshua C Smith, Esq. (AZ Bar No. 30229)

Side 2. DANTREIL AMON GRIFFIN, Appellant

(Litigant Group) DANTREIL AMON GRIFFIN

- Dantreil Amon Griffin

Attorneys for: Appellant

Jennifer Roach, Esq. (AZ Bar No. 24525)

CASE STATUS

May 1, 2024.....Pending in ASC

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CR2019-105162-001	See File	See File	Ronee Korbin Steiner, Sentencing	JURY	
MAR SW2019-001357			<See Order filed 01/30/2023 supplementing record on appeal with documents filed SW2019-001357>		
MAR SW2022-102487			<See Order filed 01/30/2023 supplementing record on appeal with documents filed SW2022-102487>		

DESCENDENT CASE(S)

ASC CR-24-0059-PR

CASE DECISION

13-Feb-2024 **MEMORANDUM DECISION**

Jennifer Campbell.....Author
Kent Cattani.....Concur
Anni Foster.....Concur

Filed: 13-Feb-2024 Mandate:

Decision Disposition
Vacated in Part
Affirmed in Part

DECISION APPLIES TO THE FOLLOWING OTHER CASE(S)

1 CA-CR 23-0083 STATE v. GRIFFIN

106 PROCEEDING ENTRIES

- 31-Aug-2022 FILED: Notice of Appeal from Maricopa County Superior Court filed 08/25/22. Notification sent to Court Reporters dated 08/30/2022.
- 2-Sep-2022 FILED: Appellate Clerk Notice (31.2(g))
- 2-Sep-2022 ORDERED: Appointing the Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Directing Court Reporters Scott Coniam, Treva Colwell, Robin Lawlor, Tara Kramer, Luz Franco, and Michele Kaley transcripts due by 10/17/2022. Benjamin A Armstrong ProTem Judge - Author
- 9-Sep-2022 FILED: Designation of Record for Appeal (Appellant)

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- 5. 12-Sep-2022 FILED: Reporter's Transcript - 05/18/2022 - Jury Trial (Tara L. Kramer)
- 6. 13-Sep-2022 ORDERED: Court Reporter Luz E Franco transcripts dated 04/28/2022; 04/19/2022; 04/01/2022; 10/06/2021; 07/13/2021; 05/05/2021; 03/24/2021; 03/04/2021 due by 10/28/2022. FURTHER ORDERED: Reaffirming this previously set due date of 10/17/2022 for transcript dated 05/23/2022, for Court Reporter Luz E Franco. FURTHER ORDERED: Court Reporter Treva Colwell transcript dated 06/09/2020 due by 10/28/2022. FURTHER ORDERED: Reaffirming this previously set due date of 10/17/2022 for transcripts dated 06/14/2022; 06/09/2022; 06/07/2022; 06/06/2022; 06/01/2022; 05/31/2022; 05/16/2022, for Court Reporter Treva Colwell. FURTHER ORDERED: Ken Crenshaw transcripts dated 12/11/2020; 03/29/2019 due by 10/28/2022. FURTHER ORDERED: Court Reporter Jean Kappedal transcript dated 08/11/2021 due by 10/28/2022. FURTHER ORDERED: Court Reporter Scott Kindle transcript dated 10/15/2020 due by 10/28/2022. FURTHER ORDERED: Court Reporter Marylynn LeMoine transcript dated 01/13/2020 due by 10/28/2022. FURTHER ORDERED: Court Reporter Kristyn Lobry transcript dated 02/07/2020 due by 10/28/2022. FURTHER ORDERED: Court Reporter Linda Lopez transcripts dated 01/07/2022; 08/01/2019; 07/23/2019; 05/13/2019 due by 10/28/2022. FURTHER ORDERED: Court Reporter Terry Masciola transcript dated 05/25/2022 due by 10/28/2022. FURTHER ORDERED: Court Reporter Monica Hill-Morrisette transcript dated 03/02/2022 due by 10/28/2022. FURTHER ORDERED: Court Reporter Lori Reinhardt transcript dated 05/02/2022 due by 10/28/2022. FURTHER ORDERED: Court Reporter Antoinette Salazar transcript dated 09/08/2020 due by 10/28/2022. Hon David B Gass - Author
- 7. 19-Sep-2022 FILED: Reporter's Transcript - 05/19/2022 - Jury Trial (Tara L. Kramer)
- 8. 23-Sep-2022 FILED: Reporter's Transcripts - 05/16/2022 - Trial - Day 5 (Treva B. Colwell)
- 9. 23-Sep-2022 FILED: Reporter's Transcripts - 5/31/2022 - Trial - Day 10 (Treva B. Colwell)
- 10. 23-Sep-2022 FILED: Reporter's Transcripts - 06/01/2022 - Trial - Day 11 (Treva B. Colwell)
- 11. 28-Sep-2022 FILED: Reporter's Transcript - 06/06/2022 - Trial Day 13 (Treva B. Colwell)
- 12. 30-Sep-2022 FILED: Reporter's Transcript - 06/02/22 - Jury Trial (Tara L. Kramer)
- 13. 3-Oct-2022 FILED: Reporter's Transcript - 05/24/2022 - Jury Trial Day 9 (Robin Lawlor)
- 14. 3-Oct-2022 FILED: Reporter's Transcript - 06/08/2022 - Jury Trial Day 15 (Robin Lawlor)
- 15. 3-Oct-2022 FILED: Reporter's Transcript - 05/09/2022 - Jury Trial Day 1 (Robin Lawlor)
- 16. 3-Oct-2022 FILED: Reporter's Transcript - 05/10/2022 - Jury Trial Day 2 (Robin Lawlor)
- 17. 3-Oct-2022 FILED: Reporter's Transcript - 05/11/2022 - Jury Trial Day 3 (Robin Lawlor)
- 18. 3-Oct-2022 FILED: Reporter's Transcript - 05/12/2022 - Jury Trial Day 4 (Robin Lawlor)
- 19. 6-Oct-2022 FILED: e-Record on Appeal (CR2019-105162-001):
Instruments/Minute Entries: Combined
Disposition Report: 388
Exhibits: None sent with e-Record
- 20. 6-Oct-2022 FILED: Additional Record on Appeal
Physical Exhibits:
Hearing Date: 08/01/2019 List # 1 in manila envelope
FILED: Additional Record on Appeal
Physical Exhibits:
Hearing Date: 04/01/2022 List # 1 2 3 4 5 6 in manila envelope
FILED: Additional Record on Appeal
Physical Exhibits:
Hearing Date: 05/09/2022 List # 5 6 7 8 9 10 12 13 14 18 19 20 21 22 23 24 26 28 29 30 35 36 38 39 40 41 57 58 59 61 62 63 64 65 66 73 76 87 90 106 107 108 109 110 111 113 114 115 116 117 120 121 122 123 124 126 127 128 132 136 137 138 139 140 142 in manila envelope
FILED: Additional Record on Appeal
Physical Exhibits:
Hearing Date: 08/25/2022 List # 2 3 4 5 6 in manila envelope
Sealed Exhibit:
Confidential Criminal History Report in Sealed Manila Envelope
FILED: Additional Record on Appeal
Physical Exhibits:
Hearing Date: 05/31/2022 (CD) in manila envelope
- 21. 7-Oct-2022 FILED: Reporter's Transcript - 05/23/2022 - Trial (Continuing) (Luz Franco)
- 22. 10-Oct-2022 FILED: Reporter's Transcripts - 06/07/2022 - Trial - Day 14 (Treva B. Colwell)
- 23. 10-Oct-2022 FILED: Reporter's Transcripts - 06/09/2022 - Trial - Day 16 (Treva B. Colwell)

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24. 10-Oct-2022 FILED: Reporter's Transcripts - 06/14/2022 - Trial - Day 18 (Treva B. Colwell)
25. 13-Oct-2022 FILED: Reporter's Transcript - 05/02/2022 (Lori Reinhardt)
26. 13-Oct-2022 FILED: Reporter's Transcript - 05/23/2022 - Trial (Michele Kaley)
27. 14-Oct-2022 FILED: Motion to Unseal Documents; Certificate of Service (Appellant)
28. 17-Oct-2022 FILED: Reporter's Transcript - 10/06/2021 - Complex Case Management Conference (Luz Franco)
29. 17-Oct-2022 FILED: Reporter's Transcript - 03/04/2021 - Final Trial Management Conference (Luz Franco)
30. 17-Oct-2022 FILED: Reporter's Transcript - 03/24/2021 - Status Conference/Change of Plea (Luz Franco)
31. 17-Oct-2022 FILED: Reporter's Transcript - 05/05/2021 - Complex Case Management Conference (Luz Franco)
32. 17-Oct-2022 FILED: Reporter's Transcript - 07/13/2021 - Complex Case Management Conference (Luz Franco)
33. 18-Oct-2022 FILED: Reporter's Transcript - 08/25/2022 - Sentencing (Scott Coniam)
34. 20-Oct-2022 FILED: Reporter's Transcript - 04/19/2022 - Final Trial Management Conference (Luz Franco)
35. 20-Oct-2022 FILED: Reporter's Transcript - 04/28/2022 - Status Conference (Luz Franco)
36. 21-Oct-2022 FILED: Reporter's Transcripts - 6/9/2020 - Complex Case Management Conference (Treva B. Colwell)
37. 24-Oct-2022 FILED: Reporter's Transcript - 01/13/2020 - Status Conference (Marylynn LeMoine)
38. 25-Oct-2022 ORDERED: Upon presentation of this order, unsealing the confidential Court Information Sheets (I.O.R. 2 and 8); the "Remand Court Information Sheet (I.O.R. 58); the "Original Sealed Document[s]" identified as "Served" on various dates (I.O.R. 180, 181, 186, 187, 188, 189, 190, 227, 228, 229, 230, 231, 232, 233, 234 and 235); Defendant's Motion to Seal Subpoena (I.O.R. 200); the Certificates of Service (I.O.R. 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223 and 224); the Random Jury List (I.O.R. 346); and the Restitution Ledge Request (I.O.R. 373) for parties/agents in this appeal only. Benjamin A Armstrong ProTem Judge - Author
39. 25-Oct-2022 FILED: Reporter's Transcript - 10/15/2020 - Complex Case Management Conference (Scott Kindle)
40. 27-Oct-2022 FILED: Reporter's Transcript - 02/07/2020 - Complex/Capital Case Management Conference & Oral Argument (Kristyn Lobry)
41. 28-Oct-2022 FILED: Reporter's Transcript - 05/25/2022 - Oral Argument (Terry Masciola)
42. 29-Oct-2022 FILED: Reporter's Transcript - 05/13/2019 - Complex Case Management Conference (Linda Lopez)
43. 29-Oct-2022 FILED: Reporter's Transcript - 07/23/2019 - Complex Case Management Conference (Linda Lopez)
44. 29-Oct-2022 FILED: Reporter's Transcript - 08/01/2019 - Oral Argument (Linda Lopez)
45. 29-Oct-2022 FILED: Reporter's Transcript - 01/07/2022 - Pretrial Management Conference (Linda Lopez)
46. 30-Oct-2022 FILED: Reporter's Transcript - 03/02/2022 - Settlement Conference (Monica S Hill-Morrisette)
47. 30-Oct-2022 FILED: Reporter's Transcript - 04/01/2022 - Evidentiary Hearing & Status Conference (Luz Franco)
48. 30-Oct-2022 FILED: Reporter's Transcript - 03/02/2020 - Settlement Conference (Monica S Hill-Morrisette)
49. 31-Oct-2022 ORDERED: Court Reporter Linda C Lopez set for OSC on 11/16/2022 for transcripts dated 05/13/2019; 07/23/2019; 08/01/2019; 01/07/2022. Hon David B Gass - Author
50. 31-Oct-2022 ORDERED: Court Reporter Kristyn Lobry set for OSC on 11/16/2022 for transcript dated 02/07/2020. Hon David B Gass - Author
51. 31-Oct-2022 ORDERED: Court Reporter Antoinette M Salazar set for OSC on 11/16/2022 for transcript dated 09/08/2020. Hon David B Gass - Author
52. 31-Oct-2022 ORDERED: Ken Crenshaw transcripts dated 03/29/2019; 12/11/2020 due by 11/30/2022 or OSC set for 12/07/2022. Hon David B Gass - Author
53. 1-Nov-2022 ORDERED: Vacating the Order to Show Cause hearing on 11/16/2022, for Court Reporter Linda C Lopez. Hon David B Gass - Author
54. 1-Nov-2022 ORDERED: Vacating the Order to Show Cause hearing on 11/02/2022, for Court Reporter Kristyn Lobry. Hon David B Gass - Author

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55. 1-Nov-2022 ORDERED: Vacating the Order to Show Cause hearing on 11/16/2022, for Court Reporter Kristyn Lobry. Hon David B Gass - Author
56. 1-Nov-2022 FILED: Reporter's Transcript - 09/08/2020 (Antoinette Salazar)
57. 9-Nov-2022 FILED: No Record of Proceedings on 08/11/2021; Minute entry issued by the Honorable Timothy J. Ryan dated 11/01/2022
58. 17-Nov-2022 ORDERED: Vacating the 10/28/2022 due date for the preparation and filing of the transcript dated 08/11/2021. Benjamin A Armstrong ProTem Judge - Author
59. 6-Dec-2022 FILED: Motion for Extension of Time (Time to File Transcripts)(Ken Crenshaw)
60. 7-Dec-2022 ORDERED: Motion for Extension of Time (Time to File Transcripts)(Ken Crenshaw) = GRANTED. Due date EXTENDED from Wednesday, 11-30-2022 to Friday, 12-30-2022 for transcripts dated 03/29/2019; 12/11/2020 or OSC set for 01/04/2023. FURTHER ORDERED: Vacating the Order to Show Cause hearing on 12/07/2022 for Ken Crenshaw. Hon David B Gass - Author
61. 27-Dec-2022 FILED: Reporter's Transcript - 03/29/2019 - Initial Pretrial Conference (Kimberly McCright)
62. 27-Dec-2022 FILED: Reporter's Transcript - 12/11/2020 - Settlement Conference (Kimberly McCright)
63. 27-Dec-2022 FILED: Notice of Completion of Record
64. 10-Jan-2023 FILED: Notice of Appearance; Certificate of Service (Appellant)
65. 25-Jan-2023 FILED: Courtesy Copy - Maricopa County Superior Court Minute Entry dated 01/20/2023, Minute Entry re: reconstruction of record.
66. 25-Jan-2023 FILED: Motion to Supplement the Record on Appeal and to Extend the Time to File the Opening Brief; Certificate of Service (Appellant)
67. 30-Jan-2023 ORDERED: Motion to Supplement the Record On Appeal = GRANTED. Supplementing the record on appeal by including the search warrants, affidavits for the search warrants, the search warrant issuance orders, the search warrant returns, and the returned search warrant orders filed in Maricopa County Superior Court No. SW2019-001357, and Maricopa County Superior Court No. SW2022-1024877. FURTHER ORDERED: Directing the Clerk of the Maricopa County Superior Court to forward to this court by 02/09/2023, certified copies of the documents designated above, marked for filing in this appeal. Benjamin A Armstrong ProTem Judge - Author
68. 3-Feb-2023 ORDERED: Motion to Supplement the Record on Appeal and to EXTEND THE TIME TO FILE THE OPENING BRIEF (Appellant) = GRANTED. Due date EXTENDED from Friday, 02/10/2023 to Wednesday, 04/05/2023. FURTHER ORDERED: Court reporters Linda Lopez and Andres Anaya shall prepare, and Ken Crenshaw shall arrange for the preparation of, an original and two copies of the respective transcripts and furnish one copy to appellant's counsel, one copy to appellee's counsel, and the original to the clerk of this court by March 6, 2023, marked for filing in this appeal. Benjamin A Armstrong ProTem Judge - Author
69. 6-Feb-2023 FILED: Reporter's Transcript - 11/05/2019 - Pretrial Management Conference (Linda Lopez)
70. 8-Feb-2023 FILED: Supplemented Superior Court e-Record with Revised Index of Record
71. 8-Feb-2023 FILED: e-Record on Appeal (SW2019-001357): Instruments (1-5)
72. 8-Feb-2023 FILED: eRecord on Appeal (SW2022-102487): Instruments (1-3)
73. 24-Feb-2023 FILED: Motion to Unseal Search Warrants for Review and Duplication; Certificate of Service (Appellant)
74. 27-Feb-2023 ORDERED: Motion to Unseal Search Warrants for Review and Duplication (Appellant) = GRANTED. FURTHER ORDERED: Upon presentation of this order, the Clerk of the Maricopa County Superior Court will unseal the search warrant, affidavit for the search warrant, the search warrant issuance order, the search warrant return, and the returned search warrant order in the following Maricopa County Superior Court cases (see order) for parties/agents for this appeal only. Benjamin A Armstrong ProTem Judge - Author
75. 6-Mar-2023 FILED: Reporter's Transcript - 02/15/2019 - Not Guilty Arraignment/Complex Case Order (Kimberly McCright)
76. 6-Mar-2023 FILED: Reporter's Transcript - 08/23/2019 - Not Guilty Arraignment (Kimberly McCright)
77. 13-Mar-2023 FILED: Reporter's Transcript - 11/18/2019 - Status Conference (Andres Anaya)
78. 27-Mar-2023 FILED: Unopposed Motion To Consolidate With 1 CA-CR- 23-0083 (CR 2019-105162-001); Certificate of Service (Appellant)

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79. 4-Apr-2023 ORDERED: Unopposed Motion To Consolidate With 1 CA-CR- 23-0083 (CR 2019-105162-001) (Appellant) = GRANTED and consolidating cases 1 CA-CR 22-0380 and 1 CA-CR 23-0083. Case no. 1 CA-CR 22-0380 is designated the primary number and above caption must be used on all future documents filed in this appeal. FURTHER ORDERED: Vacating the notice of completion issued on 12/27/2022, in 1 CA-CR 22-0380. FURTHER ORDERED: Vacating 04/05/2023 due date for the opening brief in 1 CA-CR 22-0380. FURTHER ORDERED: Directing Clerk of this court to reissue the notice of completion in the consolidated matter when record in 1 CA-CR 23-0083 is complete. Benjamin A Armstrong ProTem Judge - Author
80. 28-Apr-2023 FILED: Notice of Completion of Record
81. 12-Jun-2023 FILED: Appellant's Opening Brief; Certification of Compliance With Rule 31.12, ARCP; Certificate of Service (Appellant)
82. 12-Jun-2023 FILED: Motion for Procedural Order: Motion for Leave to Allow Appellant to File a Supplemental Brief in Propria Persona As to 1 CA-CR 23-0083; Certificate of Service (Appellant)
83. 30-Jun-2023 ORDERED: Motion for Procedural Order: Motion for Leave to Allow Appellant to File a Supplemental Brief in Propria Persona As to 1 CA-CR 23-0083 (Appellant) = GRANTED. Appellee must file the answering brief addressing the appeal of the convictions and sentences by 08/09/2023. (1 CA-CR 22-0380). FURTHER ORDERED: Allowing appellant to file supplemental brief in propria persona. FURTHER ORDERED: Counsel to send copy of record to appellant, and copy of transmittal letter to Clerk/AG. FURTHER ORDERED: Appellant may raise additional points on/before 08/09/2023. FURTHER ORDERED: Answering brief to await court order. (1 CA-CR 23-0083) Benjamin A Armstrong ProTem Judge - Author
84. 6-Jul-2023 FILED: Notice of Appearance; Certificate of Service (Appellee)
85. 6-Jul-2023 FILED: Returned US Mail, Order Regarding Due Date For Answering Brief; Granting Motion For Permission To File Pro Se Supplemental Opening Brief dated 06/30/2023, addressed to Dantrell Amon Griffin, Not Deliverable as addressed, unable to forward (Resent 07/07/2023)
86. 10-Jul-2023 FILED: Notice of Filing: Anders Compliance Letter; Certificate of Service; Exhibit A (Appellant)
87. 24-Jul-2023 FILED: Unopposed Motion for Procedural Order (Extension for Answering Brief); Certificate of Service (Appellee)
88. 24-Jul-2023 ORDERED: Unopposed Motion for Procedural Order (Extension for Answering Brief) (Appellee) = GRANTED. Due date EXTENDED from Wednesday, 08-09-2023 to Friday, 09-08-2023. Geoffrey P Butzine ProTem Judge - Author
89. 30-Aug-2023 FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
90. 8-Sep-2023 FILED: Motion for Procedural Order: Request to Extend Time to File the Reply Brief; Certificate of Service (Appellant)
91. 11-Sep-2023 ORDERED: Motion for Procedural Order: Request to Extend Time to File the Reply Brief (Appellant) = GRANTED. Due date EXTENDED from Tuesday, 09-19-2023 to Thursday, 10-19-2023. Benjamin A Armstrong ProTem Judge - Author
92. 27-Sep-2023 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
93. 6-Oct-2023 FILED: Supplemented Superior Court e-Record with Revised Index of Record (SW2019-001357)
94. 6-Oct-2023 FILED: Supplemented Superior Court e-Record with Revised Index of Record (SW2022-102487)
95. 6-Oct-2023 FILED: Supplemented Superior Court e-Record with Revised Index of Record (CR2019-105162-001)
96. 19-Oct-2023 FILED: Appellant's Reply Brief; Certificate of Compliance with Ariz. R. Crim. P. 31.12; Certificate of Service (Appellant)
97. 25-Oct-2023 CLNDR: CONFERENCE, Department F, 12-7-23, CONFERENCE ROOM.
98. 13-Feb-2024 MEMORANDUM DECISION (Vacated in Part, Affirmed in Part) Hon Jennifer B Campbell - Author; Hon Kent E Cattani - Concur; Hon Anni Hill Foster - Concur
99. 13-Feb-2024 FILED: Decision Distribution Notification
100. 22-Feb-2024 FILED: Motion for Clarification Regarding the Scope of the Memorandum Decision; Certificate of Service (Appellant)
101. 8-Mar-2024 FILED: ASC Order, filed 03/06/2024, granting the motion for clarification. The motion for clarification shall be treated as a motion for reconsideration for purpose of determining the deadline to file a petition for review under Rule 31.21(b)(2)(A).
102. 15-Mar-2024 ORDERED: Motion for Clarification Regarding the Scope of the Memorandum Decision (Appellant) = DENIED. Hon Jennifer B Campbell - Author
103. 21-Mar-2024 FILED: ASC Order filed 03/21/2024 re: extending time for filing Petition for Review to 05/01/2024; matter subject to dismissal if a compliant motion for petition for review is not filed by 05/01/2024.
104. 1-May-2024 FILED: Email Notice from ASC re: Petition for Review filed 05/01/2024; request for partial record

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105. 2-May-2024 FILED: Letter forwarding partial record to Arizona Supreme Court
106. 2-May-2024 FILED: ASC Order filed 05/02/2024 re: extending time for filing Petition for Review to 06/14/2024; Appellant's option to seek review from 1 CA-CR 23-0083 is subject to dismissal if Appellant's pro per petition for review is not filed by 06/14/2024. Upon Appellant filing a pro per petition for review from 1 CA-CR 23-0083 the Clerk will open a new matter to file Appellant's pro per petition for review and file this order and Appellant's Motion for Procedural Order: Request to Extend the Time to File a Pro Per Petition for Review as to the Restitution Case Only in the new matter.