

Court of Appeals, Division One

Criminal

1 CA-CR 23-0118

STATE v. MEDINA

Appellate Case Information

Case Filed: 29-Mar-2023

Case Closed:

Dept/Composition

Department B

Hon. Andrew M Jacobs
Hon. Jennifer M Perkins
Hon. David D Weinzweig

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Appellee

Eric Knobloch, Esq. (AZ Bar No. 30269)

Side 2. SALVADOR MEDINA, Appellant

(Litigant Group) SALVADOR MEDINA

- Salvador Medina

Attorneys for: Appellant

Cynthia D Beck, Esq. (AZ Bar No. 22345)

Side 3. C.G., Crime Victim

(Litigant Group) C. G.

- C. G.

Attorneys for: Crime Victim

Eric Aiken, Esq. (AZ Bar No. 32418)

CASE STATUS

Apr 26, 2024....Pending in ASC

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CR2019-003621-002, See file, See file, David W Garbarino, Sentencing, JURY

Table with 2 columns: DESCENDENT CASE(S), Cause/Charge/Class. Row 1: ASC, CR-24-0111-PR

CASE DECISION

28-Mar-2024 MEMORANDUM DECISION

Jennifer Perkins.....Author
Andrew Jacobs.....Concur
David Weinzweig.....Concur

Filed: 28-Mar-2024 Mandate:
Decision Disposition
Affirmed

84 PROCEEDING ENTRIES

- 1. 29-Mar-2023 FILED: Notice of Appeal from Maricopa County Superior Court filed 03/22/23. Notification sent to Court Reporters dated 03/28/2023.
2. 31-Mar-2023 FILED: Appellate Clerk Notice (31.2(g))
3. 21-Apr-2023 FILED: Reporter's Transcript - 08/29/2022 - Jury Trial (Tara L. Kramer)
4. 21-Apr-2023 FILED: Reporter's Transcript - 08/30/2022 - Jury Trial - A.M. Session (Tara L. Kramer)
5. 28-Apr-2023 FILED: Reporter's Transcript - 01/06/2023 - Trial Procedure Conference (Tara L. Kramer)
6. 28-Apr-2023 FILED: Reporter's Transcript - 01/18/2023 - Jury Trial PM Session (Tara L. Kramer)
7. 30-Apr-2023 FILED: Request for Extension (Time to File Transcripts) (Wendy Ricard); Note from Dr. Adler
8. 2-May-2023 FILED: First Request for Extension of Time to File Transcripts (Scott Kindle)
9. 2-May-2023 ORDERED: Request for Extension (Time to File Transcripts) (Wendy Ricard); Note from Dr. Adler = GRANTED. ORDERED: Court Reporter Wendy Ricard to find an alternate Court Reporter for preparation of transcripts dated 09/07/2022, 09/07/2022, 09/12/2022, 09/13/2022, 09/14/2022, 09/15/2022, 09/20/2022, 09/21/2022, 09/22/2022 and 09/26/2022 due by 07/03/2023. FURTHER ORDERED: Court Reporting supervisor Chris Bleunstein to notify the Court of Appeal's Clerk's Office of the court reporter assigned. Hon David B Gass - Author

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10. 2-May-2023 ORDERED: First Request for Extension of Time to File Transcripts (Scott Kindle) = GRANTED. Due Dates EXTENDED to 06/07/2023 for Transcripts dated 01/10/2023, 01/17/2023, 01/25/2023, 01/26/2023, 01/31/2023, 02/02/2023, 02/14/2023 due by 06/07/2023, or OSC set on 06/21/2023. Hon David B Gass - Author
11. 3-May-2023 FILED: Reporter's Transcript - 01/23/2023 - Jury Trial (Tara L. Kramer)
12. 3-May-2023 FILED: Reporter's Transcript - 01/24/2023 - Jury Trial (Tara L. Kramer)
13. 3-May-2023 FILED: Reporter's Transcript - 08/30/2022 - Trial Day 1 (Lori Reinhardt)
14. 4-May-2023 FILED: Additional Record on Appeal
Physical Exhibits:
Hearing Date: 08/08/2022 List # 1 2 in manila envelope
Hearing Date: 01/17/2023 List # 18 19 20 26 27 28 29 31 32 33 34 35 36 38 39 40 41 43 47 48 49 53 55 56 57 58 59 60 62 63 64 66 67 68 69 70 71 72 73 79 80 81 82 84 85 86 87 91 92 93 95 97 98 99 100 101 103 104 105 106 107 114 115 116 118 119 127 128 129 133 134 135 136 137 138 139 140 142 143 144 145 146 147 149 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 199 200 208 209 222 225 228 229 230 231 232 233 234 235 236 237 238 253 256 258 262 263 264 265 266 267 270 271 279 280 281 283 286 (SEALED) 287 289 290 291 292 293 294 295 296 297 298 300 301
Hearing Date: 03/17/2023 List # 1 2 3 in manila envelope
Sealed Exhibit:
Confidential Criminal History Report in Sealed Manila Envelope
15. 4-May-2023 FILED: e-Record on Appeal:
Instruments/Minute Entries: Combined
Disposition Report: 304
Exhibits: None sent with e-Record
16. 4-May-2023 FILED: First Motion for Extension of Time to File Transcripts (Debra Carney)
17. 4-May-2023 ORDERED: First Motion for Extension of Time to File Transcripts (Debra Carney) = GRANTED. Due date EXTENDED from Monday, 05-08-2023 to Wednesday, 06-07-2023 (Transcript for 01/18/2023 by Reporter Debra Carney) or OSC set on 06/21/2023. Hon David B Gass - Author
18. 5-May-2023 FILED: Untitled Motion (Motion for Extension) (Time to File Transcripts) (Kristyn Lobry)
19. 5-May-2023 ORDERED: Untitled Motion (Motion for Extension) (Time to File Transcripts) (Kristyn Lobry) = GRANTED. Due Dates EXTENDED to 06/07/2023 for Transcripts dated 01/30/2023, 02/06/2023, 02/07/2023, 02/09/2023, 02/13/2023, 02/15/2023, or OSC set on 06/21/2023. Hon David B Gass - Author
20. 7-May-2023 FILED: First Extension (Time to File Transcripts) (Cindy Lineburg)
21. 8-May-2023 FILED: Reporter's Transcripts - 08/31/2022 - Trial - Day 3 (Vanessa Gartner)
22. 8-May-2023 FILED: Reporter's Transcripts - 09/01/2022 - Trial - Day 4 (Vanessa Gartner)
23. 8-May-2023 FILED: Motion to Extend (Time to File Transcripts) (Vanessa Gartner)
24. 8-May-2023 ORDERED: First Extension (Time to File Transcripts) (Cindy Lineburg) = GRANTED. Due Dates EXTENDED to 06/07/2023 for Transcripts dated 01/19/2023, 02/02/2023, or OSC set on 06/21/2023. Hon David B Gass - Author
25. 9-May-2023 FILED: Reporter's Transcript - 12/05/2022 - Status Conference (Monica S Hill-Morrisette)
26. 9-May-2023 ORDERED: Motion to Extend (Time to File Transcripts) (Vanessa Gartner) = GRANTED. Due Dates EXTENDED to 06/07/2023 for Transcripts dated 09/06/2022, 02/08/2023, 03/17/2023 or OSC set on 06/21/2023. Hon David B Gass - Author
27. 10-May-2023 FILED: Reporter's Transcript - 08/08/2022 - Status Conference (Michele Kaley)
28. 11-May-2023 FILED: Reporter's Transcript - 08/25/2022 - Status Conference (Kimberly McCright)
29. 11-May-2023 FILED: Reporter's Transcript - 01/23/2020 - Motions to Sever (Scott Coniam)
30. 11-May-2023 FILED: Reporter's Transcript - 02/01/2023 - Jury Trial (Scott Coniam)
31. 22-May-2023 ORDERED: Ken Crenshaw Transcripts dated 01/05/2022, 11/22/2022 due by 06/21/2023 or OSC set on 07/05/2023. Hon David B Gass - Author

[VACATED per order filed 07/05/2023]
32. 1-Jun-2023 FILED: Reporter's Transcript - 02/06/2023 - Trial Day 12 (Kristyn Lobry)

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33. 1-Jun-2023 FILED: Reporter's Transcript - 02/07/2023 - Trial Day 13 (Kristyn Lobry)
34. 1-Jun-2023 FILED: Reporter's Transcript - 02/09/2023 - Trial Day 15 (Kristyn Lobry)
35. 1-Jun-2023 FILED: Reporter's Transcript - 02/13/2023 - Trial Day 16 (Kristyn Lobry)
36. 1-Jun-2023 FILED: Reporter's Transcript - 02/15/2023 - Trial Day 18 (Kristyn Lobry)
37. 3-Jun-2023 FILED: Reporter's Transcript - 01/30/2023 - Trial Day 8 (Kristyn Lobry)
38. 4-Jun-2023 FILED: Reporter's Transcript - 01/19/2023 - Trial (Cindy Lineburg)
39. 4-Jun-2023 FILED: Reporter's Transcript - 02/02/2023 - Trial (PM Session) (Cindy Lineburg)
40. 5-Jun-2023 FILED: Reporter's Transcript - 01/18/2023 - Trial Day 2 - AM Session (Debra Carney)
41. 6-Jun-2023 FILED: Reporter's Transcript - 01/25/2023 - Trial Day 6 (Scott Kindle)
42. 6-Jun-2023 FILED: Reporter's Transcript - 01/26/2023 - Trial Day 7 (Scott Kindle)
43. 6-Jun-2023 FILED: Reporter's Transcript - 01/31/2023 - Trial Day 9 (Scott Kindle)
44. 6-Jun-2023 FILED: Reporter's Transcript - 01/10/2023 - Status Conference (Scott Kindle)
45. 6-Jun-2023 FILED: Reporter's Transcript - 01/17/2023 - Trial Day 1 (Scott Kindle)
46. 6-Jun-2023 FILED: Reporter's Transcript - 02/02/2023 - Trial Day 11 - Morning (Scott Kindle)
47. 6-Jun-2023 FILED: Reporter's Transcript - 02/14/2023 - Trial Day 17 (Scott Kindle)
48. 7-Jun-2023 FILED: Reporter's Transcripts - 09/06/2022 - Trial - Day 5 (Vanessa Gartner)
49. 7-Jun-2023 FILED: Reporter's Transcripts - 03/17/2023 - Sentencing (Vanessa Gartner)
50. 7-Jun-2023 FILED: Reporter's Transcript - 01/20/2023 - Oral Argument (Scott Kindle)
51. 8-Jun-2023 FILED: Reporter's Transcripts - 02/08/2023 - Trial - Day 14 (Vanessa Gartner)
52. 21-Jun-2023 FILED: Reporter's Transcript - 09/26/2022 - Trial Day 15 (A.M.) (Wendy Ricard)
53. 21-Jun-2023 FILED: Reporter's Transcript - 09/15/2022 - Trial Day 11 (A.M.) (Wendy Ricard)
54. 21-Jun-2023 FILED: Reporter's Transcript - 09/20/2022 - Trial Day 12 (P.M.) (Wendy Ricard)
55. 21-Jun-2023 FILED: Reporter's Transcript - 09/21/2022 - Trial Day 13 (A.M.) (Wendy Ricard)
56. 21-Jun-2023 FILED: Reporter's Transcript - 09/22/2022 - Trial Day 14 (A.M./P.M.) (Wendy Ricard)
57. 22-Jun-2023 FILED: Reporter's Transcript - 09/14/2022 - Trial - Day 10 (Wendy Ricard)
58. 24-Jun-2023 FILED: Reporter's Transcript - 09/07/2022 - Trial Day 6 (Wendy Ricard)
59. 29-Jun-2023 FILED: Reporter's Transcript - 09/08/2022 - Trial - Day 7 (Wendy Ricard)
60. 5-Jul-2023 ORDERED: Ken Crenshaw shall file the above-mentioned transcript(s) before the newly scheduled OSC (See Order). FURTHER ORDERED: Vacating OSC for Ken Crenshaw set for 07/05/2023. FURTHER ORDERED: Ken Crenshaw, OSC set for 07/19/2023. Hon Randall M Howe - Author
[VACATED per order filed 07/10/2023]
61. 5-Jul-2023 FILED: Reporter's Transcript - 09/12/2022 - Trial Day 8 (Wendy Ricard)
62. 5-Jul-2023 FILED: Untitled Motion for Extension (Time to File Transcripts) (Kimberly McCright)
63. 6-Jul-2023 ORDERED: Untitled Motion for Extension (Time to File Transcripts) (Kimberly McCright) = GRANTED. Due Dates EXTENDED to 07/24/2023 for Transcripts dated 01/05/2022, 11/22/2022 or OSC set on 08/02/2023. Hon Randall M Howe - Author
[VACATED per order filed 07/25/2023]
64. 7-Jul-2023 FILED: Reporter's Transcript - 09/13/2022 - Trial - Day 9 (Wendy Ricard)
65. 10-Jul-2023 ORDERED: Vacating OSC set for 07/19/2023 for Ken Crenshaw. Hon Randall M Howe - Author

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66. 13-Jul-2023 FILED: Crime Victim's Notice Of Appearance Of Counsel And Assertion Of Constitutional Rights; Certificate Of Service - Crime Victim's Notice Of Appearance Of Counsel And Assertion Of Constitutional Rights (Crime Victim)
67. 24-Jul-2023 FILED: Untitled Motion for Extension (Time to File Transcripts) (Kimberly McCright)
68. 25-Jul-2023 ORDERED: Untitled Motion for Extension (Time to File Transcripts) (Kimberly McCright) = GRANTED. Due Dates EXTENDED to 08/11/2023 for Transcripts dated 01/05/2022, 11/22/2022 or OSC set on 08/16/2023. FURTHER ORDERED: Vacating OSC set for 08/02/2023. Hon Randall M Howe - Author
69. 3-Aug-2023 FILED: Reporter's Transcript - 01/05/2022 - Settlement Conference (Kimberly C. McCright)
70. 3-Aug-2023 FILED: Reporter's Transcript - 11/22/2022 - Settlement Conference (Kimberly C. McCright)
71. 3-Aug-2023 FILED: Notice of Completion of Record
72. 18-Sep-2023 FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
73. 28-Sep-2023 FILED: Notice of Appearance; Certificate of Service (Appellee)
74. 20-Oct-2023 FILED: Unopposed Motion for Procedural Order (Extension for Answering Brief); Certificate of Service (Appellee)
75. 23-Oct-2023 ORDERED: Unopposed Motion for Procedural Order (Extension for Answering Brief) (Appellee) = GRANTED. Due date EXTENDED from 11/06/2023 to 12/06/2023. Benjamin A Armstrong ProTem Judge - Author
76. 28-Nov-2023 FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
77. 18-Dec-2023 FILED: Appellant's Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
78. 29-Dec-2023 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
79. 8-Jan-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record
80. 26-Jan-2024 CLNDR: CONFERENCE, Department B, 3-5-24, CONFERENCE ROOM.
81. 28-Mar-2024 MEMORANDUM DECISION (Affirmed) Hon Jennifer M Perkins - Author; Hon Andrew M Jacobs - Concur; Hon David D Weinzwieg - Concur
82. 28-Mar-2024 FILED: Decision Distribution Notification
83. 26-Apr-2024 FILED: Email Notice from ASC re: Petition for Review filed 04/26/2024; request for partial record
84. 29-Apr-2024 FILED: Letter forwarding partial record to Arizona Supreme Court