

Court of Appeals, Division One

Criminal - Anders Appeal

1 CA-CR 23-0145

STATE v. BROWN

Appellate Case Information

Case Filed: 12-Apr-2023

Case Closed:

Dept/Composition

Department C

Hon. D Steven Williams
Hon. Samuel A Thumma
Hon. Paul J McMurdie

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Appellee

Alice Jones, Esq. (AZ Bar No. 28062)

Side 2. JAQUAN L BROWN, Appellant

(Litigant Group) JAQUAN L BROWN

- Jaquan L Brown

Attorneys for: Appellant

Jesse Finn Turner, Esq. (AZ Bar No. 24011)

CASE STATUS

Aug 2, 2024.....Pending Closure

Table with 7 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CR2021-001988-001, Molestation of Child, Class 2; Sexual Conduct with Minor, Class 2, 11 years, ADOC; 14 years, ADOC, Howard D Sukenic, Sentencing, JURY.

DESCENDENT CASE(S)

ASC CR-24-0062-PR

OPEN DUE DATE

Stay request (re: Writ of Certiorari) due

Due By:

Thursday, August 22, 2024

Re: Minute Letter of ASC: Petition for Review DENIED

CASE DECISION

05-Mar-2024 MEMORANDUM DECISION

D Williams.....Author

Samuel Thumma.....Concur

Paul McMurdie.....Concur

Filed: 05-Mar-2024

Mandate:

Decision Disposition

Affirmed

48 PROCEEDING ENTRIES

- 1. 12-Apr-2023 FILED: Notice of Appeal from Maricopa County Superior Court filed 04/04/23. Notification sent to Court Reporters dated 04/11/2023.
2. 12-Apr-2023 FILED: Appellate Clerk Notice (31.2(g))
3. 13-Apr-2023 FILED: Designation of Record for Appeal (Appellant)
4. 24-Apr-2023 ORDERED: Ken Crenshaw Transcripts of 9/24/21, 02/15/2022 due by 06/08/2023. FURTHER ORDERED: Reaffirming previously set due date of 05/19/2023 Transcript of 03/17/2023 for Ken Crenshaw. FURTHER ORDERED: Court Reporter Lauren Kuhnhen Transcripts of 10/06/2022 due by 06/08/2023. FURTHER ORDERED: Reaffirming previously set due date of 05/19/2023 for Transcripts of 10/10/2022, 10/12/2022, 10/13/2022 and 10/17/2022 for Court Reporter Lauren Kuhnhen. FURTHER ORDERED: Court Reporter Diane Donoho Transcripts of 06/28/2022 due by 06/08/2023. Hon David B Gass - Author
5. 7-May-2023 FILED: Reporter's Transcripts - 10/10/2022 - Jury Trial (Lauren Kuhnhen)
6. 7-May-2023 FILED: Reporter's Transcripts - 10/12/2022 - Jury Trial (Lauren Kuhnhen)
7. 7-May-2023 FILED: Reporter's Transcripts - 10/17/2022 - Jury Trial (Lauren Kuhnhen)
8. 8-May-2023 FILED: Reporter's Transcripts - 10/06/2022 - Trial Assignment (Lauren Kuhnhen)
9. 11-May-2023 FILED: Reporter's Transcripts - 10/13/2022 - Jury Trial (Lauren Kuhnhen)

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10. 18-May-2023 FILED: Additional Record on Appeal  
Physical Exhibits:  
Hearing Date: 10/10/2022 List # 4 5 6 7 8 9 12 12.001 13 14 15 16 17 18 in manila envelope  
Hearing Date: 12/09/2022 List # 1 in manila envelope  
Hearing Date: 03/17/2023 List # 1 in manila envelope  
Sealed Exhibit:  
Confidential Criminal History Report in Sealed Manila Envelope
11. 18-May-2023 FILED: e-Record on Appeal:  
Instruments/Minute Entries: Combined  
Disposition Report: 104  
Exhibits: None sent with e-Record
12. 18-May-2023 FILED: First Motion for Extension of Time to File Transcripts (Debra Carney)
13. 19-May-2023 ORDERED: First Motion for Extension of Time to File Transcripts (Debra Carney) = GRANTED. Due date EXTENDED from Friday, 05-19-2023 to Monday, 06-19-2023 (Transcript for 10/11/2022 by Reporter Debra Carney) or OSC set on 06/21/2023. Hon David B Gass - Author
14. 22-May-2023 FILED: Reporter's Transcript - 12/09/2022 - Sentencing (Wendy Ricard)
15. 22-May-2023 FILED: Motion to Unseal Documents; Certificate of Service (Appellant)
16. 22-May-2023 ORDERED: Ken Crenshaw Transcript dated 03/17/2023 due by 06/21/2023 or OSC set on 07/05/2023. Hon David B Gass - Author
17. 31-May-2023 ORDERED: Motion to Unseal Documents (Appellant) = GRANTED. Upon presentation of this order, unsealing the Court Information Sheet (I.O.R. 4); the Sealed Jury Questionnaires (I.O.R. 76, 77, 78, and 79); the Random Jury List (I.O.R. 81); the Restitution Ledger Request (I.O.R. 95); and the Victim Information Sheet for No-Contact Injunction (I.O.R. 101), for parties/agents for this appeal only. Benjamin A Armstrong ProTem Judge - Author
18. 31-May-2023 FILED: Reporter's Transcript - 06/28/2022 - Status Conference (Diane Donoho)
19. 2-Jun-2023 FILED: Reporter's Transcript - 02/15/2022 - Motions Hearing (Karen Raile)
20. 12-Jun-2023 ORDERED: Ken Crenshaw transcript dated 09/24/2021 due by 07/12/2023 or OSC set on 07/19/2023. Hon David B Gass - Author  
[VACATED per order filed 07/19/2023]
21. 13-Jun-2023 FILED: Reporter's Transcript - 10/11/2022 - Trial Day 2 (Debra Carney)
22. 13-Jun-2023 FILED: Reporter's Transcript - 10/11/2022 - Trial Day 2 (Debra Carney) (Corrected)
23. 30-Jun-2023 FILED: Reporter's Transcript - 03/17/2023 - Restitution Hearing (Tabitha L. Jones)
24. 17-Jul-2023 FILED: Affidavit Regarding Ordered Transcripts (Ken Crenshaw)
25. 19-Jul-2023 ORDERED: Vacating the 06/12/2023, order directing Ken Crenshaw to arrange for the preparation of the transcript designated above by 07/12/2023. FURTHER ORDERED: Vacating the order to show cause hearing set for 07/19/2023. Benjamin A Armstrong ProTem Judge - Author
26. 19-Jul-2023 FILED: Notice of Completion of Record
27. 24-Jul-2023 FILED: Notice of Appearance; Certificate of Service (Appellant)
28. 31-Aug-2023 FILED: Motion for Extension of Time to File Appellant's Opening Brief; Certificate of Service (Appellant)
29. 1-Sep-2023 ORDERED: Motion for Extension of Time to File Appellant's Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Tuesday, 09-05-2023 to Thursday, 10-05-2023. Geoffrey P Butzine ProTem Judge - Author
30. 5-Oct-2023 FILED: Appellant's Opening Brief; Certificate of Compliance With Rule 31.12, ARCP; Certificate of Service (Appellant)
31. 5-Oct-2023 FILED: Motion for Leave/Permission to File Anders Supplemental Brief Pro Per; Certificate of Service (Appellant)
32. 10-Oct-2023 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 11/20/2023. FURTHER ORDERED: Answering brief to await court order. Benjamin A Armstrong ProTem Judge - Author
33. 10-Oct-2023 FILED: Letter, dated 10/10/2023, to Appellant from Counsel re: Forwarding Record on Appeal (Appellant)

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**48 PROCEEDING ENTRIES**

34. 22-Nov-2023 FILED: Motion for Extension of Time to File Opening Brief (Anders Supplemental Brief) (Appellant Pro Per)
35. 24-Nov-2023 ORDERED: Motion for Extension of Time to File Opening Brief (Anders Supplemental Brief) (Appellant Pro Per) = GRANTED. Due date EXTENDED from 11-20-2023 to 12-20-2023 Geoffrey P Butzine ProTem Judge - Author
36. 20-Dec-2023 FILED: Appellant's Pro Se Brief (Appellant Pro Per)
37. 22-Dec-2023 FILED: Assigning Anders appeal to Dept C for consideration and disposition. [Amy M. Wood, Clerk]
38. 22-Dec-2023 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
39. 10-Jan-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record
40. 7-Feb-2024 FILED: Motion for Status (Appellant Pro Per)
41. 20-Feb-2024 FILED: Letter, 2/20/24, from Court to Appellant Pro Per, enclosing copy of docket
42. 5-Mar-2024 MEMORANDUM DECISION (Affirmed) Hon D Steven Williams - Author; Hon Samuel A Thumma - Concur; Hon Paul J McMurdie - Concur (Motion for reconsideration extended thirty days from date of this decision.)
43. 5-Mar-2024 FILED: Decision Distribution Notification
44. 7-Mar-2024 FILED: Letter dated, 03/07/2024, to Appellant from Counsel re: Right to File Petition for Review (Appellant)
45. 7-Mar-2024 FILED: ASC Order filed 03/07/2024 re: extending time for filing Petition for Review to 05/06/2024
46. 30-Apr-2024 FILED: Email Notice from ASC re: Petition for Review filed 4/29/24; request for partial record
47. 30-Apr-2024 FILED: Letter forwarding partial record to Arizona Supreme Court
48. 2-Aug-2024 FILED: Letter from ASC, 08/02/2024, re: Petition for Review DENIED on 08/02/2024