

**Court of Appeals, Division One**

**Criminal**

**1 CA-CR 23-0162**

**STATE v. PUGA**

**Appellate Case Information**

Case Filed: 21-Apr-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**

Michael O'Toole, Esq. (AZ Bar No. 19555)

**Side 2. ROBERT MICHAEL PUGA, Appellant**

(Litigant Group) ROBERT MICHAEL PUGA

- Robert Michael Puga

**Attorneys for: Appellant**

Joseph Adam Carver, Esq. (AZ Bar No. 26212)

**CASE STATUS**

Jan 26, 2024....Assigned

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
CON S0300CR202000036	Sexual Assault, Class 2	22 years, ADOC	Stacy Lynn Krueger, Sentencing	GLT PLEA	

**42 PROCEEDING ENTRIES**

- 21-Apr-2023 FILED: Notice of Appeal from Coconino County Superior Court filed 04/12/2023. Notification sent to Court Reporters dated 04/12/2023.
- 24-Apr-2023 FILED: Appellate Clerk Notice (31.2(g))
- 4-May-2023 FILED: Notice of Appearance; Certificate of Service (Appellant)
- 9-May-2023 FILED: Reporter's Transcript - 04/06/2021 - Scheduling Conference (Melissa Lagies)
- 9-May-2023 FILED: Reporter's Transcript - 08/05/2022 - Defense Motion for Request to Change Judge (Melissa Lagies)
- 9-May-2023 FILED: e-Record on Appeal:  
Instruments/Minute Entries: Combined  
Disposition Report: None  
Exhibits: None sent with e-Record
- 23-May-2023 FILED: Request for Extension of Time (Time to File Transcripts) (Amanda Willey)
- 23-May-2023 ORDERED: Request for Extension of Time (Time to File Transcripts) (Amanda Willey) = GRANTED. Due Dates EXTENDED to 06/29/2023 for Transcripts dated 05/20/2022, 11/08/2022, 04/07/2023 or OSC set on 07/05/2023. Hon David B Gass - Author
- 29-May-2023 FILED: Untitled Motion for Extension (Time to File Transcripts) (Jennifer Sullivan)
- 30-May-2023 ORDERED: Untitled Motion for Extension (Time to File Transcripts) (Jennifer Sullivan) = GRANTED. Due Dates EXTENDED to 06/29/2023 for Transcripts dated 02/28/2023, 03/02/2023, 03/03/2023 or OSC set on 07/05/2023. Hon David B Gass - Author
- 14-Jun-2023 FILED: Motion to Supplement the Record; Certificate of Service (Appellant)
- 16-Jun-2023 FILED: Reporter's Transcript - 02/28/2023 - Jury Trial - Day 1 (Jennifer Sullivan)  
  
[Sealed per order filed 04/16/2024]
- 25-Jun-2023 FILED: Reporter's Transcript - 11/08/2022 - Donald Hearing (Amanda Willey)
- 25-Jun-2023 FILED: Reporter's Transcript - 04/07/2023 - Aggravation/Mitigation Hearing and Sentencing (Amanda Willey)
- 27-Jun-2023 FILED: Reporter's Transcript - 03/02/2023 - Jury Trial - Day 2 (Jennifer Sullivan)
- 28-Jun-2023 FILED: Reporter's Transcript - 05/20/2022 - Change of Plea/Sentencing (Vacated)/Donald Hearing (Amanda Willey)
- 29-Jun-2023 FILED: Reporter's Transcript - 03/03/2023 - Jury Trial - Day 3 (Jennifer Sullivan)

**Court of Appeals, Division One****Criminal****1 CA-CR 23-0162****STATE v. PUGA****42 PROCEEDING ENTRIES**

18. 30-Jun-2023 ORDERED: Motion to Supplement the Record (Appellant) = GRANTED and supplementing the record with transcripts dated 07/20/2022, 10/19/2022, 01/18/2023, 02/17/2023, and 02/24/2023. FURTHER ORDERED: Court reporter Melissa Lagies to prepare, and Yvette Johnson to arrange for the preparation of transcripts due by 07/31/2023. The court notes the motion to supplement also sought to supplement the record with the transcript of the Comprehensive Pretrial Conference held on 01/12/2023, and recorded by court reporter Valerie Lies. The court, however, has been unable to obtain contact information for Ms. Lies despite repeated attempts to obtain the information through contact with various personnel at the Coconino County Superior Court. No one at the superior court knows how to contact Ms. Lies. Therefore, the court is unable to order the preparation of this transcript. Benjamin A Armstrong ProTem Judge - Author
19. 3-Jul-2023 FILED: Renewed Motion to Supplement the Record; Certificate of Service (Appellant)
20. 5-Jul-2023 ORDERED: Renewed Motion to Supplement the Record (Appellant) = GRANTED and directing court reporter Valerie Lies to prepare transcript dated 01/12/2023 due by 08/04/2023. Benjamin A Armstrong ProTem Judge - Author
21. 18-Jul-2023 FILED: Reporter's Transcript - 10/19/2022 - Change of Plea and Sentencing Hearing (Melissa Lagies)
22. 3-Aug-2023 FILED: Reporter's Transcript - 01/12/2023 - Transcript of Proceedings (Valerie Lies)
23. 4-Aug-2023 FILED: Reporter's Transcript - 01/12/2023 - Pretrial Hearing (Valerie Lies)
24. 9-Aug-2023 ORDERED: Court Reporter Yvette Johnson transcripts dated 07/20/2022, 01/18/2023, 02/17/2023, 02/24/2023 due, OSC set on 09/06/2023. Hon Randall M Howe - Author
25. 22-Aug-2023 FILED: Reporter's Transcript - 07/20/2022 - Status Conference/Trial Scheduling Conference (Rebecca Copeland)
26. 22-Aug-2023 FILED: Reporter's Transcript - 02/24/2023 - Status Conference (Mieghley Williams-Mcguire)
27. 22-Aug-2023 FILED: Reporter's Transcript - 01/18/2023 - Ex-Parte Hearing (Rebecca Copeland)
28. 22-Aug-2023 FILED: Reporter's Transcript - 02/17/2023 - Status Conference (Rebecca Copeland)
29. 22-Aug-2023 FILED: Notice of Completion of Record
30. 28-Aug-2023 FILED: Additional Record on Appeal  
Physical Exhibits:  
Hearing Date: 01/12/2023 List # 1 2 3 4 7 8 9 10 11 in manila envelope  
Hearing Date: 02/28/2023 List # 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 30 31 32 33 34 36 37 38 40 41 45 51 52 in manila envelope  
Hearing Date: 04/07/2023 List # 1 2 3 4 in manila envelope  
Sealed Exhibit:  
Confidential Criminal History Report in Sealed Manila Envelope
31. 25-Sep-2023 FILED: Unopposed Motion to Extend Opening Brief Deadline; Certificate of Service (Appellant)
32. 25-Sep-2023 ORDERED: Unopposed Motion to Extend Opening Brief Deadline (Appellant) = GRANTED. Due date EXTENDED from Friday, 10-06-2023 to Monday, 11-06-2023. Benjamin A Armstrong ProTem Judge - Author
33. 6-Nov-2023 FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service; Four Misconceptions About Nonverbal Communication (Appendix) (Appellant)
34. 8-Nov-2023 FILED: Notice of Appearance; Certificate of Service (Appellee)
35. 14-Dec-2023 FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
36. 27-Dec-2023 FILED: Motion to Extend Reply Deadline; Certificate of Service (Appellant)
37. 27-Dec-2023 ORDERED: Motion to Extend Reply Deadline (Appellant) = GRANTED. Due date EXTENDED from Wednesday, 01-03-2024 to Tuesday, 01-23-2024 Benjamin A Armstrong ProTem Judge - Author
38. 29-Dec-2023 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
39. 17-Jan-2024 FILED: Notice of No Intent to File Reply; Certificate of Service (Appellant)
40. 26-Jan-2024 CLNDR: CONFERENCE, Department B, 3-19-24, CONFERENCE ROOM.
41. 7-Mar-2024 ORDERED: Vacating conference from the 03/19/2024 calendar and resetting conference to 03/20/2024, before Department B of Division One of the Court of Appeals. This matter will be conferenced without oral argument. Hon Andrew M Jacobs - Author

**Court of Appeals, Division One**

**Criminal**

**1 CA-CR 23-0162**

**STATE v. PUGA**

**42 PROCEEDING ENTRIES**

42. 16-Apr-2024 ORDERED: Immediately sealing the Reporter's Transcript of Proceedings: Jury Trial – Day 1, pursuant to Arizona Supreme Court Rule 123(e)(10), which requires that any information personally identifying jurors must be kept confidential. FURTHER ORDERED: Directing the court reporter to lodge with the Clerk of the Court the Reporter's Transcript of Proceedings: [See Order] FURTHER ORDERED: directing the court reporter, within that same transcript, to substitute: [Sree Order]. FURTHER ORDERED: Directing the Clerk of the Court to seal this order subject to access by court personnel as needed for processing this appeal. Hon Andrew M Jacobs - Author

[Sealed per order filed 04/16/2024]