

**Court of Appeals, Division One**  
**Criminal Petition Review Post Conviction Relief**

**1 CA-CR 23-0204 PRPC**

**STATE v. AGBOGHIDI**

**Appellate Case Information**

Case Filed: 30-May-2023  
 Case Closed:

**Dept/Composition**

**Department F**  
 Hon. Daniel J Kiley  
 Hon. Kent E Cattani  
 Hon. D Steven Williams

**Side 1. STATE OF ARIZONA, Respondent**  
 (Litigant Group) STATE OF ARIZONA

- State of Arizona

**Attorneys for: Respondent**

Philip D Garrow, Esq. (AZ Bar No. 22458)

**Side 2. DARIUS AGBOGHIDI, Petitioner**  
 (Litigant Group) DARIUS AGBOGHIDI

- Darius Agboghidi

**Attorneys for: Petitioner**

Stephen L Duncan, Esq. (AZ Bar No. 14403)

**CASE STATUS**

Mar 28, 2024....Pending in ASC

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CR2004-135085-002			Michael D Gordon, Judge on PC		
MAR CR2007-009038-001			Michael D Gordon, Judge on PC		

**DESCENDENT CASE(S)**

ASC CR-24-0072-PR

**CASE DECISION**

15-Feb-2024 **MEMORANDUM DECISION**

Filed: 15-Feb-2024

Mandate:

**Percurium**

Daniel Kiley.....Concur  
 Kent Cattani.....Concur  
 D Williams.....Concur

Decision Disposition

**Review Granted**  
**Relief Denied**

**12 PROCEEDING ENTRIES**

- 30-May-2023 FILED: Petition for Review; Certificate of Service (Petitioner) (CR2004-135085-002)
- 30-May-2023 FILED: Petition for Review; Certificate of Service (Petitioner) (CR2007-009038-001)
- 1-Jun-2023 ORDERED: Clerk of Maricopa County Superior Court to transmit record on appeal, including but not limited to reporter's transcripts and exhibits, to clerk, Court of Appeals, on/before 07/17/2023. Amy M Wood - Author
- 1-Aug-2023 ORDERED: Clerk of Maricopa County Superior Court to transmit record on appeal, including but not limited to reporter's transcripts and exhibits, to clerk, Court of Appeals, on/before 08/11/2023. Benjamin A Armstrong ProTem Judge - Author
- 22-Aug-2023 FILED: e-Record on Appeal: CR2004-135085-002  
 Instruments/Minute Entries: Combined  
 Disposition Report: 135  
 Exhibits: None sent with e-Record  
 (Includes transcript(s) dated 03/27/2008, 05/16/2008)
- 22-Aug-2023 FILED: e-Record on Appeal: CR2007-009038-001  
 Instruments/Minute Entries: Combined  
 Disposition Report: 33  
 Exhibits: None sent with e-Record  
 (Includes transcript(s) dated 09/06/2011)

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7. 23-Aug-2023 FILED: Additional Record on Appeal  
Physical Exhibits:  
Hearing Date: 06/09/2011 - LIST # 1 2 3 in manila envelope
8. 15-Feb-2024 MEMORANDUM DECISION (Review Granted, Relief Denied) Hon Daniel J Kiley - Concur; Hon Kent E Cattani - Concur; Hon D Steven Williams - Concur PERCURIOUS
9. 15-Feb-2024 FILED: Decision Distribution Notification
10. 18-Mar-2024 FILED: ASC Order filed 03/18/2024 re: extending time for filing Petition for Review to 04/17/2024; matter subject to dismissal if the petition for review is not filed by 04/17/2024.
11. 1-Apr-2024 FILED: Email Notice from ASC re: Petition for Review filed 3/28/24; request for partial record
12. 1-Apr-2024 FILED: Letter forwarding partial record to Arizona Supreme Court