

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

1 CA-CR 23-0206 PRPC

STATE v. MADRIGAL

Appellate Case Information

Case Filed: 5-Jun-2023
 Case Closed: 19-Aug-2024

Decision

Dept/Composition

Department E
 Hon. James B Morse
 Hon. Cynthia J Bailey
 Hon. Brian Y Furuya

Side 1. STATE OF ARIZONA, Respondent

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Respondent

Charles V S Platt, Esq. (AZ Bar No. 6613)

Side 2. LEVI EULALIO MADRIGAL, Petitioner

(Litigant Group) LEVI EULALIO MADRIGAL

- Levi Eulalio Madrigal

Attorneys for: Petitioner

Courtney R Sullivan, Esq. (AZ Bar No. 32129)
 David E Campbell, Esq. (AZ Bar No. 37022)

CASE STATUS

Aug 19, 2024....Case Closed

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
YUM S1400CR201700005			David M Haws, Judge on PC		

DESCENDENT CASE(S)	
ASC CR-23-0326-PR	

2 CASE DECISIONS

06-Jun-2023 ORDER



Vacated

ORDERED: Dismissing this matter.

Benjamin Armstrong.....Author

Filed: **06-Jun-2023**

Mandate:

Decision Disposition

Dismissed

12-Dec-2023 MEMORANDUM DECISION

Percurium

James Morse.....Concur

Cynthia Bailey.....Concur

Brian Furuya.....Concur

Filed: **12-Dec-2023**

Mandate: **19-Aug-2024**

Decision Disposition

Review Granted

Relief Denied

21 PROCEEDING ENTRIES

- 5-Jun-2023 FILED: Petition for Review (PCR); Certificate of Service (Petitioner)
- 5-Jun-2023 FILED: Appendix (Petitioner)
- 6-Jun-2023 ORDERED: Dismissing this matter. Benjamin A Armstrong ProTem Judge - Author
- 7-Jun-2023 FILED: Motion for Reconsideration; Certificate of Compliance; Certificate of Service (Petitioner)
- 7-Jun-2023 FILED: Appendix (Petitioner)
- 12-Jun-2023 ORDERED: Motion for Reconsideration (Appellant) = GRANTED and reinstating this matter. FURTHER ORDERED: Any response shall be filed by 07/13/2023. FURTHER ORDERED: Directing the Clerk of the Yuma County Superior Court to transmit the record on appeal, including transcripts and exhibits, to the clerk of this court by 07/28/2023. Benjamin A Armstrong ProTem Judge - Author
- 12-Jul-2023 FILED: Response to the Petition for Review; Certificate of Service (Respondent)

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

1 CA-CR 23-0206 PRPC

STATE v. MADRIGAL

21 PROCEEDING ENTRIES

8. 27-Jul-2023 FILED: Reply to State's Response to Petition for Review; Certificate of Service (Appellant)
9. 1-Aug-2023 ORDERED: Clerk of Yuma 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
10. 7-Aug-2023 FILED: e-Record on Appeal:
Instruments/Minute Entries: Combined
Disposition Report: None
Exhibits: None sent with e-Record
(Includes transcript(s) dated 04/29/2019, 02/07/2019, 02/05/2019, 03/07/2019, 03/01/2019, 05/08/2019, 03/05/2019, 02/12/2019, 02/08/2019, 02/14/2019, 02/21/2019, 02/26/2019, 02/28/2019, 02/22/2019, 12/01/2017)
11. 18-Aug-2023 FILED: Additional Record on Appeal
Physical Exhibits:
Hearing Date: 12/01/2017 List # 1 in manila envelope
Hearing Date: 02/01-03/01/2019 List # 1 2 4 6 7 8 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 40 41 46 47 48 49 49a 49b 49c 49d 49e 49f 49g 49h 49i 49j 49k 49L 49m 52(Secured) 53(Secured) 54(Secured) 55(Secured) 56(Secured) 57(Secured) 58(Secured) 59(Secured) 60(Secured) 61(Secured) 62 (Secured)63(Secured) 64(Secured) 65(Secured) 66(Secured) 67(Secured) 68(Secured) 69(Secured) 70(Secured) 71(Secured) 72(Secured) 73(Secured) 74(Secured) 75(Secured) 76(Secured) 77(Secured) 78(Secured) 79(Secured) 80(Secured) 81(Secured) 82(Secured) 83(Secured) 84(Secured) 86 88 89 89a 89b 90 90a 91 92 in manila envelope
12. 12-Dec-2023 MEMORANDUM DECISION (Review Granted, Relief Denied) Hon James B Morse Jr. - Concur; Hon Cynthia J Bailey - Concur; Hon Brian Y Furuya - Concur PERCURIUM
13. 12-Dec-2023 FILED: Memorandum Decision Distribution List
14. 28-Dec-2023 FILED: Motion for Procedural Order = DENIED without prejudice to Petitioner Madrigal's ability to file a motion in compliance with Arizona Rules of Crim. Proc. Rule 31.6(e) and ARCAP 6(b). This matter is subject to dismissal if a compliant motion or petition for review is not filed by 01/11/2024.
15. 2-Jan-2024 FILED: ASC Order filed 01/02/2024 re: extending time for filing Petition for Review to 03/11/2024; matter subject to dismissal if the petition for review is not filed by 03/11/2024.
16. 12-Feb-2024 FILED: Motion to Withdraw as Counsel of Record; Certificate of Service (Petitioner)
17. 10-Mar-2024 FILED: Email Notice from ASC re: Petition for Review filed 03/10/2024; request for partial record
18. 19-Mar-2024 FILED: Letter forwarding partial record to Arizona Supreme Court
19. 3-Apr-2024 ORDERED: Motion to Withdraw as Counsel of Record (Petitioner) = GRANTED. Hon James B Morse Jr. - Author
20. 22-Jul-2024 FILED: Letter from ASC, 07/22/2024, re: Petition for Review DENIED on 07/22/2024
21. 19-Aug-2024 FILED: Mandate, Physical record to clerk, Yuma County Superior Court.