

Court of Appeals, Division One

Criminal

1 CA-CR 23-0228

STATE v. TRINIDAD

Appellate Case Information

Case Filed: 19-Jun-2023

Case Closed:

Dept/Composition

Department B

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

Consolidated with: 1 CA-CR 22-0538

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Appellee

Eliza Ybarra, Esq. (AZ Bar No. 22395)

Side 2. JORGE TRINIDAD, JR., Appellant

(Litigant Group) JORGE TRINIDAD, JR.

- Jorge Trinidad, Jr.

Attorneys for: Appellant

Jennifer Roach, Esq. (AZ Bar No. 24525)

CASE STATUS

Jul 31, 2024.....Pending in ASC

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CR2021-100433-001			Jeffrey A Rueter, Authoring Judge of Order		

DESCENDENT CASE(S)

ASC CR-24-0154-PR

CASE DECISION

30-May-2024 **OPINION**

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

Filed: 30-May-2024 Mandate:

Decision Disposition
Affirmed

DECISION APPLIES TO THE FOLLOWING OTHER CASE(S)

1 CA-CR 22-0538 STATE v. TRINIDAD

54 PROCEEDING ENTRIES

- 19-Jun-2023 FILED: Notice of Appeal from Maricopa County Superior Court filed 05/15/23. Notification sent to Court Reporters dated 06/16/2023.
- 20-Jun-2023 FILED: Appellate Clerk Notice (31.2(g))
- 20-Jun-2023 FILED: Courtesy Copy - Designation of Record for Appeal from the Denial of the Motion for New Trial Filed in Superior Court (Appellant)
- 21-Jun-2023 ORDERED: Ken Crenshaw transcripts dated 01/27/2021, 02/04/2021, 05/13/2021, 09/29/2021, 10/22/2021, 01/13/2022, 02/09/2022, 04/11/2022, 09/13/2022, due by 08/07/2023. FURTHER ORDRED: Court Reporter Lisa A Bradley transcripts dated 08/18/2022, 09/20/2022, 09/21/2022, 09/26/2022, 09/27/2022, 09/30/2022, 10/03/2022 due by 08/07/2023. FURTHER ORDRED: Court Reporter Jennifer Church transcript dated 09/29/2022 due by 08/07/2023. FURTHER ORDRED: Court Reporter Scott Kindle transcripts dated 05/12/2022, 05/24/2022 due by 08/07/2023. FURTHER ORDRED: Court Reporter Kelly Rexroat transcript dated 11/07/2022 due by 08/07/2023. FURTHER ORDRED: Court Reporter Wendy Ricard transcript dated 03/11/2022 due by 08/07/2023. FURTHER ORDRED: Court Reporter Hope Yeager transcript dated 09/28/2022 due by 08/07/2023. Hon David B Gass - Author
- 21-Jun-2023 FILED: Reporter's Transcript - 03/11/2022 - Oral Argument (Wendy Ricard)
- 23-Jun-2023 FILED: Motion to Consolidate Appeals; Certificate of Service (Appellant)
- 23-Jun-2023 FILED: Reporter's Transcript - 08/18/2022 (Lisa A. Bradley)

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8. 23-Jun-2023 FILED: Reporter's Transcript - 09/20/2022 (Lisa A. Bradley)
9. 23-Jun-2023 FILED: Reporter's Transcript - 09/21/2022 (Lisa A. Bradley)
10. 23-Jun-2023 FILED: Reporter's Transcript - 09/26/2022 (Lisa A. Bradley)
11. 23-Jun-2023 FILED: Reporter's Transcript - 09/27/2022 (Lisa A. Bradley)
12. 23-Jun-2023 FILED: Reporter's Transcript - 09/30/2022 (Lisa A. Bradley)
13. 23-Jun-2023 FILED: Reporter's Transcript - 10/03/2022 (Lisa A. Bradley)
14. 29-Jun-2023 FILED: e-Record on Appeal:
Instruments/Minute Entries: Combined
Disposition Report: 174
Exhibits: HD 09/21/2022 - TRANSMITTED UNDER 1 CA-CR 22-0538
HD 09/26/2022 - TRANSMITTED UNDER 1 CA-CR 22-0538
HD 11/07/2022 - TRANSMITTED UNDER 1 CA-CR 22-0538
15. 3-Jul-2023 ORDERED: Motion to Consolidate Appeals (Appellant) = GRANTED and consolidating cases 1 CA-CR 22-0538 and 1 CA-CR 23-0228. Case number 1 CA-CR 22-0538 is designated primary number, and above caption must be used on all future documents filed in this appeal. FURTHER ORDERED: Vacating notice of completion issued in 1 CA-CR 22-0538 on 03/31/2023, and vacating 08/07/2023 due date for opening brief in 1 CA-CR 22-0538. FURTHER ORDERED: Directing clerk of this court to reissue notice of completion in consolidated appeal when record in 1 CA-CR 23-0228 is complete. Benjamin A Armstrong ProTem Judge - Author
16. 5-Jul-2023 FILED: Reporter's Transcript - 09/29/2022 - Trial Day 4 (Jennifer Church)
17. 20-Jul-2023 FILED: Reporter's Transcript - 09/28/2022 - Trial Day 3 (Hope J Yeager)
18. 4-Aug-2023 FILED: Reporter's Transcript - 05/12/2022 - Final Trial Management Conference (Scott Kindle)
19. 4-Aug-2023 FILED: Reporter's Transcript - 05/24/2022 - Trial Procedure Conference (Scott Kindle)
20. 8-Aug-2023 FILED: Reporter's Transcript - 02/04/2021 - Not Guilty Arraignment (Kimberly McCright)
21. 8-Aug-2023 FILED: Reporter's Transcript - 05/13/2021 - Final Trial Management Conference (Kimberly McCright)
22. 8-Aug-2023 FILED: Reporter's Transcript - 09/29/2021 - Final Trial Management Conference (Kimberly McCright)
23. 8-Aug-2023 FILED: Reporter's Transcript - 02/09/2022 - Status Conference (Kimberly McCright)
24. 8-Aug-2023 FILED: Reporter's Transcript - 04/11/2022 - Final Trial Management Conference (Kimberly McCright)
25. 8-Aug-2023 FILED: Reporter's Transcript - 09/13/2022 - Trial Assignment (Kimberly McCright)
26. 9-Aug-2023 FILED: Reporter's Transcript - 01/13/2022 - Status Conference (Kimberly C. McCright)
27. 9-Aug-2023 ORDERED: Ken Crenshaw transcripts dated 01/27/2021, 10/22/2021 due 09/08/2023, or OSC set for 09/20/2023. Hon Randall M Howe - Author

[VACATED per order filed 08/10/2023]
28. 9-Aug-2023 ORDERED: Court Reporter Kelly Rexroat transcript dated 11/07/2022 due, OSC set for 09/06/2023. Hon Randall M Howe - Author
29. 9-Aug-2023 FILED: Reporter's Transcript - 11/07/2022 - Sentencing/Priors Trial (Kelly Rexroat)
30. 10-Aug-2023 ORDERED: Vacating the court's order dated 08/09/2023, directing Court Reporter Coordinator Ken Crenshaw to file the above specified transcript(s) into 1 CA-CR 23-0228 (See Order). FURTHER ORDERED: Vacating OSC set for 09/20/2023. Hon Randall M Howe - Author
31. 11-Sep-2023 FILED: Reporter's Transcript - 01/27/2021 - Continuance (Kimberly McCright)
32. 11-Sep-2023 FILED: Reporter's Transcript - 10/22/2021 - Settlement Conference/ Trial Continuance Past the Last Day (Kimberly McCright)
33. 11-Sep-2023 FILED: Notice of Completion of Record
34. 26-Oct-2023 FILED: Appellant's Opening Brief; Certificate of Compliance with Ariz. R. Crim. P. 31.12; Certificate of Service (Appellant)
35. 1-Nov-2023 FILED: Notice of Appearance; Certificate of Service (Appellee)

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36. 3-Nov-2023 FILED: Notice of Appearance (Duplicate); Certificate of Service (Duplicate) (Appellee)
37. 27-Nov-2023 FILED: Unopposed Motion for Procedural Order (Extension for Answering Brief); Certificate of Service (Appellee)
38. 28-Nov-2023 ORDERED: Unopposed Motion for Procedural Order (Extension for Answering Brief) (Appellee) = GRANTED. Due date EXTENDED from 12/05/2023 to 01/04/2024 Geoffrey P Butzine ProTem Judge - Author
39. 2-Jan-2024 FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
40. 11-Jan-2024 FILED: Motion for Procedural Order: Unopposed Request to Extend the Time to File the Reply Brief; Certificate of Service (Appellant)
41. 11-Jan-2024 ORDERED: Motion for Procedural Order: Unopposed Request to Extend the Time to File the Reply Brief (Appellant) = GRANTED. Due date EXTENDED from Monday, 01-22-2024 to Monday, 02-12-2024. Geoffrey P Butzine ProTem Judge - Author
42. 30-Jan-2024 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
43. 9-Feb-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record
44. 13-Feb-2024 FILED: Motion to Request that Appellant's Reply Brief be Accepted One Day Late; Certificate of Service; Exhibit 1 (Appellant)
45. 13-Feb-2024 ORDERED: Motion to Request that Appellant's Reply Brief be Accepted One Day Late (Appellant) = GRANTED and accepting the reply brief filed 02/13/2024. Geoffrey P Butzine ProTem Judge - Author
46. 13-Feb-2024 FILED: Appellant's Reply Brief; Certificate of Compliance with Ariz. R. Crim. P. 31.12; Certificate of Service (Appellant)
[ACCEPTED per order filed 02/13/2024]
47. 22-Feb-2024 FILED: Request for Oral Argument; Certificate of Service (Appellant)
48. 26-Feb-2024 CLNDR: CONFERENCE, Department B, 4-9-24, CONFERENCE ROOM.
49. 20-Mar-2024 ORDERED: Request for Oral Argument (Appellant) = DENIED. Hon Andrew M Jacobs - Author
50. 30-May-2024 OPINION (Affirmed) Hon David D Weinzweig - Author; Hon Andrew M Jacobs - Concur; Hon Jennifer M Perkins - Concur
51. 30-May-2024 FILED: Decision Distribution Notification
52. 24-Jun-2024 FILED: ASC Order filed 06/24/2024 re: extending time for filing Petition for Review to 07/31/2024
53. 31-Jul-2024 FILED: Email Notice from ASC re: Petition for Review filed 07/31/2024; request for partial record
54. 1-Aug-2024 FILED: Letter forwarding partial record to Arizona Supreme Court