

Court of Appeals, Division One

Criminal

1 CA-CR 23-0229

STATE v. SHWAR

Appellate Case Information

Case Filed: 16-Jun-2023

Case Closed:

Dept/Composition

Department F

Hon. Daniel J Kiley
Hon. Kent E Cattani
Hon. D Steven Williams

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Appellee

Joshua C Smith, Esq. (AZ Bar No. 30229)

Side 2. YOGE SHWAR, Appellant

(Litigant Group) YOGE SHWAR

- Yoge Shwar

Attorneys for: Appellant

Jill L Evans, Esq. (AZ Bar No. 15051)

CASE STATUS

Jul 8, 2024.....Pending in ASC

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MOH, S8015CR202200757, Transportation of Narcotic Drugs for Sale, Class 2, 8 years, ADOC, Billy K Sipe, Sentencing, JURY.

Table with 2 columns: DESCENDENT CASE(S), Cause/Charge/Class. Row 1: ASC, CR-24-0132-PR.

CASE DECISION

07-May-2024 MEMORANDUM DECISION

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

Filed: 07-May-2024 Mandate:

Table with 1 column: Decision Disposition. Row 1: Affirmed

34 PROCEEDING ENTRIES

- 1. 16-Jun-2023 FILED: Notice of Appeal from Mohave County Superior Court filed 06/05/23. Notification sent to Court Reporters dated 06/14/2023.
2. 16-Jun-2023 FILED: e-Record on Appeal: Instruments/Minute Entries: Combined Disposition Report: None Exhibits: Hearing Date: 03/14-03/15/2023 List # A1 A2 A3 A4 A5 A6 A7 A8 A9 A10 A11 A12 A13 B1 B2 B3 B4 B5 B6 B7 B8 B9 B10 B11 C1 C2 C3 C4 C5 C6 C7 D1 D2 D3 D4 D5 D6 D7 D8 D9 D10
3. 19-Jun-2023 FILED: Appellate Clerk Notice (31.2(g))
4. 26-Jun-2023 FILED: Notice of Appearance; Certificate of Service (Appellant)
5. 4-Jul-2023 FILED: Reporter's Transcript - 03/14/2023 - Evidentiary Hearing on Defense's Motions to Suppress (Dawn M. Duffey)
6. 4-Jul-2023 FILED: Reporter's Transcript - 03/15/2023 - Evidentiary Hearing on Defense's Motions to Suppress (Dawn M. Duffey)
7. 5-Jul-2023 FILED: Reporter's Transcript - 03/14/2023 - Jury Trial - Day One (Dawn M. Duffey)
8. 5-Jul-2023 FILED: Reporter's Transcript - 03/15/2023 - Jury Trial - Day Two (Dawn M. Duffey)
9. 5-Jul-2023 FILED: Reporter's Transcript - 03/16/2023 - Jury Trial - Day Three (Dawn M. Duffey)
10. 6-Jul-2023 FILED: Reporter's Transcript - 05/24/2023 - Judgment and Sentencing (Linda Cantrell)
11. 6-Jul-2023 FILED: Notice of Completion of Record

Court of Appeals, Division One**Criminal****1 CA-CR 23-0229****STATE v. SHWAR****34 PROCEEDING ENTRIES**

12. 7-Aug-2023 FILED: Motion to Supplement the Record; Request for Extension of Time to File Opening Brief (Unseal Record); Certificate of Service (Appellant)
13. 14-Aug-2023 ORDERED: Motion to Supplement the Record (Appellant) = GRANTED and directing Kip Anderson and court reporters Linda Cantrell and Dawn Duffey to prepare transcripts due by 09/28/2023 (See Order). FURTHER ORDERED: Motion to Unseal Record = GRANTED. Upon presentation of this order, unsealing the Item No. 17, Settlement Conference Memorandum; Item No. 18, Settlement Conference Memorandum; Item No. 40, Juror Questions Submitted to Judge; Item No. 43, Jury Instructions; Item No. 44, Verdict Count 1; Item No. 46, Juror Questions Submitted to Judge; Item No. 47, Special Verdict Count 1; Item No. 56, Confidential Criminal History, for parties/agents for this appeal only. FURTHER ORDERED: Request For Extension Of Time To File Opening Brief = GRANTED. Due date EXTENDED from Monday, 08-21-2023 to Monday, 10-30-2023. Geoffrey P Butzine ProTem Judge - Author
14. 20-Aug-2023 FILED: Reporter's Transcript - 07/18/2022 - Arraignment (Dawn M. Duffey)
15. 20-Aug-2023 FILED: Reporter's Transcript - 10/14/2022 - Settlement Conference (Dawn M. Duffey)
16. 20-Aug-2023 FILED: Reporter's Transcript - 10/17/2022 - Status Conference (Dawn M. Duffey)
17. 20-Aug-2023 FILED: Reporter's Transcript - 02/21/2023 - Final Management Conference (Dawn M. Duffey)
18. 5-Sep-2023 FILED: Reporter's Transcript - 08/16/2022 - Pretrial Conference (Linda Cantrell)
19. 5-Sep-2023 FILED: Reporter's Transcript - 09/13/2022 - Status Conference (Linda Cantrell)
20. 5-Sep-2023 FILED: Reporter's Transcript - 02/17/2023 - Hearing on Motion to Sever/Status of Interpreters (Linda Cantrell)
21. 24-Oct-2023 FILED: Motion for Extension of Time to File Opening Brief; Certificate of Service (Appellant)
22. 25-Oct-2023 ORDERED: Motion for Extension of Time to File Opening Brief (Appellant) = GRANTED. Due date EXTENDED from 10/30/2023 to 11/29/2023. Benjamin A Armstrong ProTem Judge - Author
23. 29-Nov-2023 FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
24. 1-Dec-2023 FILED: Notice of Appearance; Certificate of Service (Appellee)
25. 3-Jan-2024 FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
26. 19-Jan-2024 FILED: Appellant's Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
27. 30-Jan-2024 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
28. 13-Feb-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record
29. 26-Feb-2024 CLNDR: CONFERENCE, Department F, 4-4-24, CONFERENCE ROOM.
30. 7-May-2024 MEMORANDUM DECISION (Affirmed) Hon Daniel J Kiley - Author; Hon Kent E Cattani - Concur; Hon D Steven Williams - Concu
31. 7-May-2024 FILED: Decision Distribution Notification
32. 31-May-2024 FILED: ASC Order filed 05/31/2024 re: extending time for filing Petition for Review to 07/08/2024
33. 8-Jul-2024 FILED: Email Notice from ASC re: Petition for Review filed 07/08/24; request for partial record
34. 9-Jul-2024 FILED: Letter forwarding partial record to Arizona Supreme Court