

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

**1 CA-CR 23-0265 PRPC**

**STATE v. BLACKERBY**

**Appellate Case Information**

Case Filed: 7-Jul-2023  
 Case Closed:

**Dept/Composition**

**Department D**  
 Hon. Samuel A Thumma  
 Hon. Jennifer B Campbell  
 Hon. Michael J Brown

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

- State of Arizona

**Attorneys for: Respondent**  
 Faith Cheree Klepper, Esq. (AZ Bar No. 18444)

**Side 2. KEVIN WOODROW BLACKERBY, Petitioner**  
 (Litigant Group) KEVIN WOODROW BLACKERBY

- Kevin Woodrow Blackerby

**Attorneys for: Petitioner**  
 Daniela De La Torre, Esq. (AZ Bar No. 21690)

**CASE STATUS**

Jun 17, 2024.... Pending in ASC

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CR 1988-007047			Lisa Ann Vandenberg, Judge on PC		

**DESCENDENT CASE(S)**

ASC CR-24-0149-PR

**CASE DECISION**

16-May-2024 **MEMORANDUM DECISION**

**Percurium**

**Samuel Thumma**.....Concur  
**Jennifer Campbell**.....Concur  
**Michael Brown**.....Concur

Filed: **16-May-2024** Mandate:

Decision Disposition
<b>Review Granted</b> <b>Relief Denied</b>

**19 PROCEEDING ENTRIES**

- 7-Jul-2023 FILED: Petition for Review; Certificate of Service; Notice of Appointment (Petitioner)
- 7-Jul-2023 FILED: Certificate of Compliance; Certificate of Service (Petitioner)
- 7-Jul-2023 FILED: Appendix (Part 1 of 2) (Petitioner)
- 7-Jul-2023 FILED: Appendix (Part 2 of 2) (Petitioner)
- 7-Jul-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 08/21/2023. Amy M Wood - Author
- 10-Jul-2023 FILED: Supplemental Appendix to Petition for Review (part 1 of 3) (Petitioner)
- 10-Jul-2023 FILED: Supplemental Appendix to Petition for Review (part 2 of 3) (Petitioner)
- 10-Jul-2023 FILED: Supplemental Appendix to Petition for Review (part 3 of 3) (Petitioner)
- 10-Jul-2023 FILED: Notice of Filing Supplemental Appendix to Petition for Review; Certificate of Service (Petitioner)
- 3-Aug-2023 FILED: State's Response To Petition For Review; Certificate of Service (Respondent)
- 11-Aug-2023 FILED: Reply to State's Response to Petition for Review; Rule 7(E) and 31.13(D)(2) Certificate of Service (Petitioner)
- 11-Aug-2023 FILED: Certificate of Rule 7(E) and 31.12(a)(5) Compliance; Rule 7(E) and 31.13(D)(2) Certificate of Service (Duplicate) (Petitioner)

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13. 1-Sep-2023 FILED: Record on Appeal:  
Instruments: 12 parts  
Minute Entries: 1 part  
Disposition Report: 295  
Exhibits: Hearing Date: 08/08/1991 List # 1 2 3 4 in manila envelope; in a box (all within Box 2 of 2)  
Hearing Date: 05/17/1990 List # 1 1A 2A 2B 2C 2D 2E 3A 3B 3C 3D 3E 4 in manila envelope; in a box (all within Box 2 of 2)  
Hearing Date: 06/05/1991 List # 1 in manila envelope; in a box (all within Box 2 of 2)  
Sealed Exhibits: 29 sealed exhibits in a box  
(Includes transcript(s) dated 07/15/1988, 07/19/1988, 06/28/1988, 05/15/1991, 04/29/1991, 06/05/1991, 06/20/1991, 08/08/1991, 08/15/1991, 07/07/1989)
14. 29-Sep-2023 FILED: Letter, dated 09/28/2023 Re: Timeframe delay - Pro Per Petition for Review (Petitioner Pro Per)  
  
[Stricken per order filed 10/03/2023]
15. 3-Oct-2023 ORDERED: Striking the pro se petition for review. Benjamin A Armstrong ProTem Judge - Author
16. 16-May-2024 MEMORANDUM DECISION (Review Granted, Relief Denied) Hon Samuel A Thumma - Concur; Hon Jennifer B Campbell - Concur; Hon Michael J Brown - Concur PERCURIAM
17. 16-May-2024 FILED: Decision Distribution Notification
18. 17-Jun-2024 FILED: Email Notice from ASC re: Petition for Review filed 06/14/24; request for partial record
19. 17-Jun-2024 FILED: Letter forwarding partial record to Arizona Supreme Court