

Court of Appeals, Division One

Criminal - Anders Appeal

1 CA-CR 23-0299

STATE v. EVANS

Appellate Case Information

Case Filed: 26-Jul-2023

Case Closed:

Dept/Composition

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Appellee

Alice Jones, Esq. (AZ Bar No. 28062)

Side 2. ROBERT ADRIAN EVANS, Appellant

(Litigant Group) ROBERT ADRIAN EVANS

- Robert Adrian Evans

Attorneys for: Appellant

Alane M Ortega, Esq. (AZ Bar No. 25719)

CASE STATUS

Jun 13, 2024....At Issue

Table with 7 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CR2018-001703-001, Murder 1st, Life, ADOC, Sam J Myers, Sentencing, JURY.

79 PROCEEDING ENTRIES

- 1. 26-Jul-2023 FILED: Notice of Appeal from Maricopa County Superior Court filed 07/18/23. Notification to Court Reporters dated 07/25/2023.
2. 26-Jul-2023 FILED: Appellate Clerk Notice (31.2(g))
3. 4-Aug-2023 ORDERED: Appointing the Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Court reporters Monica Hill-Morrisette, Robin Lawlor, Lori Reinhardt, Kit Walker, Jennifer Church, Debra Carney, and Tara Kramer Transcripts due 09/18/2023. Benjamin A Armstrong ProTem Judge - Author
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10. 2-Sep-2023 FILED: Reporter's Transcript - 03/29/2023 - Trial Procedure Conference (Jennifer Church)

**Court of Appeals, Division One****Criminal - Anders Appeal****1 CA-CR 23-0299****STATE v. EVANS****79 PROCEEDING ENTRIES**

11. 8-Sep-2023 FILED: Reporter's Transcript - 03/20/2023 - Status Conference (Scott Kindle)
12. 12-Sep-2023 FILED: e-Record on Appeal:  
Instruments/Minute Entries: Combined  
Disposition Report: None  
Exhibits: None sent with e-Record
13. 13-Sep-2023 FILED: First Motion for Extension of Time to File Transcripts (Debra Carney)
14. 14-Sep-2023 ORDERED: First Motion for Extension of Time to File Transcripts (Debra Carney) = GRANTED. Due Dates EXTENDED to 10/18/2023 for Transcripts dated 04/17/2023, 04/18/2023, 04/19/2023, 04/24/2023, 04/25/2023, 04/26/2023, 04/27/2023, 05/01/2023 or OSC set on 11/01/2023. Hon Randall M Howe - Author
15. 14-Sep-2023 FILED: Reporter's Transcript - 04/04/2023 - Jury Trial Day 2 - Afternoon Session (Robin Lawlor)
16. 15-Sep-2023 FILED: Reporter's Transcript - Trial Day 4 - 04/06/2023 - (Lori Reinhardt)
17. 15-Sep-2023 FILED: Reporter's Transcript - Trial Day 5 - 04/10/2023 - (Lori Reinhardt)
18. 18-Sep-2023 FILED: Reporter's Transcript - 04/12/2023 - Jury Trial (Kit Walker)
19. 19-Sep-2023 FILED: Reporter's Transcript - 04/05/2023 - Jury Trial - (Monica S Hill-Morrisette)
20. 19-Sep-2023 FILED: Reporter's Transcript - 04/03/2023 - Jury Trial - (Monica S Hill-Morrisette)
21. 19-Sep-2023 FILED: Reporter's Transcript - 04/04/2023 - Jury Trial - (Monica S Hill-Morrisette)
22. 20-Sep-2023 FILED: Reporter's Transcript - 03/21/2019 - Status Conference (Tanya McCowan)
23. 22-Sep-2023 FILED: Reporter's Transcript - 03/09/2023 - Final Trial Management Conference - (Catherine Turner)
24. 22-Sep-2023 FILED: Reporter's Transcript - 07/10/2018 - Status Conference - (Catherine Turner)
25. 25-Sep-2023 FILED: Motion to Unseal Documents; Certificate of Service (Appellant)
26. 26-Sep-2023 FILED: Reporter's Transcript - 10/14/2020 - Trial Continuance - (Debra Carney)
27. 26-Sep-2023 FILED: Reporter's Transcript - 03/22/2023 - Trial Assignment - (Debra Carney)
28. 27-Sep-2023 FILED: Request for Extension (Time to File Transcripts) (Wendy Ricard)
29. 27-Sep-2023 ORDERED: Request for Extension (Time to File Transcripts) (Wendy Ricard) = GRANTED. Due Dates EXTENDED to 11/01/2023 for Transcripts dated 07/06/2022, 09/08/2021 or OSC set on 11/15/2023. Hon Randall M Howe - Author
30. 3-Oct-2023 FILED: Reporter's Transcript - 08/03/2022 - Oral Argument (Diane Donoho)
31. 3-Oct-2023 FILED: Reporter's Transcript - 12/16/2022 - Oral Argument (Diane Donoho)
32. 3-Oct-2023 FILED: Reporter's Transcript - 09/12/2018 - Status Conference (Hilda E. Lopez)
33. 3-Oct-2023 FILED: Reporter's Transcript - 03/12/2020 - Final Trial Management Conference (Hilda Lopez)
34. 3-Oct-2023 FILED: Motion for Extension of Time to File Transcript (Hilda Lopez)
35. 3-Oct-2023 ORDERED: Motion for Extension of Time to File Transcript (Hilda Lopez) = GRANTED. Due date EXTENDED from Monday, 10-02-2023 to Wednesday, 11-01-2023 (Transcript for 07/15/2019 by Reporter Hilda E Lopez due) or OSC set on 11/15/2023. Hon Randall M Howe - Author
36. 4-Oct-2023 FILED: Untitled Affidavit (Affidavit for Sealed Transcript) (Debra Carney)
37. 5-Oct-2023 ORDERED: Motion to Unseal Documents (Appellant) = GRANTED. Upon presentation of this order, unsealing the Court Information Sheet (I.O.R. 3); the Minute Entry dated October 14, 2020 (I.O.R. 55); the State's Motion in Limine (I.O.R. 94); the Random Jury List (I.O.R. 224); the "087 Minute Entry" (I.O.R. 229); the Juror Questionnaires (I.O.R. 230, 231, 232, and 233); and the Restitution Ledger Request (I.O.R. 247), for parties/agents for this appeal only. Benjamin A Armstrong ProTem Judge - Author
38. 5-Oct-2023 ORDERED: Unsealing the sealed court reporter notes of the proceedings designated above (08/24/2023) to permit preparation of the transcript for use by the parties for this appeal only. The parties and counsel shall not further disclose or disseminate any information from this proceeding. Benjamin A Armstrong ProTem Judge - Author
39. 6-Oct-2023 FILED: Motion to Correct Court Reporter Record/FTR (Jessica Wasdyke); Nunc Pro Tunc

**Court of Appeals, Division One****Criminal - Anders Appeal****1 CA-CR 23-0299****STATE v. EVANS****79 PROCEEDING ENTRIES**

40. 9-Oct-2023 FILED: Reporter's Transcript - 05/18/2020 - Complex Trial Management Conference (Kimberly C. McCright)
41. 9-Oct-2023 FILED: Reporter's Transcript - 06/29/2020 - Status Conference (Kimberly C. McCright)
42. 9-Oct-2023 FILED: Reporter's Transcript - 01/12/2022 - Final Trial Management Conference Re-Set (Kimberly C. McCright)
43. 9-Oct-2023 FILED: Reporter's Transcript - 05/11/2022 - Final Trial Management Conference Re-Set (Kimberly C. McCright)
44. 9-Oct-2023 FILED: Reporter's Transcript - 09/07/2022 - Final Trial Management Conference Re-set (Kimberly C. McCright)
45. 9-Oct-2023 FILED: Reporter's Transcript - 10/07/2022 - Final Trial Management Conference Re-set (Kimberly C. McCright)
46. 9-Oct-2023 FILED: Reporter's Transcript - 11/03/2022 - Settlement Conference Re-set (Kimberly C. McCright)
47. 9-Oct-2023 FILED: Reporter's Transcript - 05/24/2023 - Hearing on Order to Show Cause Failure to Appear For Jury Service (Kimberly C. McCright)
48. 10-Oct-2023 ORDERED: Ken Crenshaw transcript dated 12/01/2022 due by 11/24/2023. Benjamin A Armstrong ProTem Judge - Author
49. 16-Oct-2023 ORDERED: Court Reporter Coordinator Ken Crenshaw transcript(s) dated 06/07/2018 due by 11/15/2023 or OSC set on 12/06/2023. Hon Randall M Howe - Author
50. 17-Oct-2023 FILED: Reporter's Transcript - 04/24/2023 - Trial Day 11 (SEALED) (Debra Carney)
51. 18-Oct-2023 FILED: Reporter's Transcript-04/25/2023-Trial Day 12 - (Debra Carney)
52. 18-Oct-2023 FILED: Reporter's Transcript-04/26/2023-Trial Day 13 - (Debra Carney)
53. 18-Oct-2023 FILED: Reporter's Transcript-04/27/2023-Trial Day 14 - (Debra Carney)
54. 18-Oct-2023 FILED: Reporter's Transcript-05/01/2023-Trial Day 15 - (Debra Carney)
55. 18-Oct-2023 FILED: Reporter's Transcript-04/17/2023-Trial Day 8 - (Debra Carney)
56. 18-Oct-2023 FILED: Reporter's Transcript-04/18/2023-Trial Day 9 - (Debra Carney)
57. 18-Oct-2023 FILED: Reporter's Transcript-04/19/2023-Trial Day 10 - (Debra Carney)
58. 18-Oct-2023 FILED: Reporter's Transcript-04/24/2023-Trial Day 11 - (Debra Carney)
59. 19-Oct-2023 FILED: Reporter's Transcript - 09/08/2021 - Trial Continuance Past Last Day (Wendy C. Ricard)
60. 19-Oct-2023 FILED: Reporter's Transcript - 07/06/2022 - Final Trial Management Conference (Wendy C. Ricard)
61. 2-Nov-2023 FILED: Reporter's Transcript - 07/15/2019 - Final Trial Management Conference (Hilda Lopez)
62. 5-Dec-2023 FILED: Motion to Extend Time to File Transcripts (Ken Crenshaw)
63. 5-Dec-2023 ORDERED: Ken Crenshaw transcript dated 12/01/2022 or OSC set on 01/17/2024. Hon Randall M Howe - Author
64. 6-Dec-2023 ORDERED: Motion to Extend Time to File Transcripts (Ken Crenshaw) = GRANTED. Due date EXTENDED from 11-15-2023 to 01-04-2024 for transcript dated 06/07/2018 or OSC set on 01/17/2024. FURTHER ORDERED: Vacating the OSC set on 12/06/2023. Hon Randall M Howe - Author
65. 26-Dec-2023 FILED: Reporter's Transcript - 06/07/2018 - Initial Pretrial Conference (Kimberly C. McCright)
66. 12-Jan-2024 FILED: Motion to Extend Time to File Transcripts (Ken Crenshaw)
67. 16-Jan-2024 ORDERED: Motion to Extend Time to File Transcripts (Ken Crenshaw) = GRANTED. Due date EXTENDED from Thursday, 01-04-2024 to Monday, 02-05-2024 for transcript dated 12/01/2022 or OSC set on 02/07/2024. FURTHER ORDERED: Vacating the OSC set on 01/17/2024. Hon Randall M Howe - Author
68. 24-Jan-2024 FILED: Reporter's Transcript - 12/01/2022 - Complex Case Management Conference (Kimberly C. McCright)
69. 25-Jan-2024 FILED: Notice of Completion of Record
70. 30-Jan-2024 FILED: Motion to Withdraw and Substitute New Counsel; Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)

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**1 CA-CR 23-0299**

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**79 PROCEEDING ENTRIES**

71. 5-Feb-2024 ORDERED: Motion to Withdraw and Substitute New Counsel(Appellant) = GRANTED. FURTHER ORDERED: Appointing attorney Alane Ortega as attorney for appellant in this appeal. FURTHER ORDERED: Maricopa County Public Defender must immediately forward all files, records, transcripts, and other documents that relate to this appeal to newly appointed counsel. FURTHER ORDERED: Motion to Extend Opening Brief Due Date = GRANTED. Due date EXTENDED from Monday, 03-11-2024 to Thursday, 04-25-2024. Benjamin A Armstrong ProTem Judge - Author
72. 25-Apr-2024 FILED: Motion for Extension of Time to File the Opening Brief; Certificate of Service (Appellant)
73. 26-Apr-2024 ORDERED: Motion for Extension of Time to File the Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Thursday, 04/25/2024 to Monday, 05/06/2024. Benjamin A Armstrong ProTem Judge - Author
74. 6-May-2024 FILED: Appellant's Memorandum (Opening Brief Cites Anders); Certificate of Compliance; Certificate of Service (Appellant)
75. 8-May-2024 ORDERED: Allowing appellant to file supplemental brief in propria persona. FURTHER ORDERED: Counsel to send copy of record to appellant, and copy of transmittal letter to Clerk/AG. FURTHER ORDERED: Appellant may raise additional points on/before 06/17/2024. FURTHER ORDERED: Answering brief to await court order. Benjamin A Armstrong ProTem Judge - Author
76. 15-May-2024 FILED: Notice of Filing Transmittal Letter; Certificate of Service (Appellant)
77. 13-Jun-2024 FILED: Robert Adrian Evans Pro Se Brief (Appellant Pro Per)
78. 14-Jun-2024 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
79. 28-Jun-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record (Includes ME: Nunc Pro Tunc Order [10/05/2023])