

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

1 CA-CR 23-0325 PRPC

STATE v. JOHNSON

Appellate Case Information

Case Filed: 7-Aug-2023
 Case Closed:

Dept/Composition

Department D
 Hon. David D Weinzweig
 Hon. Michael S Catlett
 Hon. Maria Elena Cruz

Side 1. STATE OF ARIZONA, Respondent

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Respondent

Douglas Gerlach, Esq. (AZ Bar No. 6869)

Side 2. KENDALL SHAMAAR JOHNSON, Petitioner

(Litigant Group) KENDALL SHAMAAR JOHNSON

- Kendall Shamaar Johnson

Attorneys for: Petitioner

Randal Boyd McDonald, Esq. (AZ Bar No. 32008)
 Robert Joseph Dormady, Esq. (AZ Bar No. 31755)
 Andi Humphreys, Esq. (AZ Bar No. 37814)

CASE STATUS

Apr 15, 2024....Pending in ASC

PREDECESSOR CASE(S)

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR	CR2004-009960-001		Justin Beresky, Judge on PC		

DESCENDENT CASE(S)

ASC CR-24-0061-PR

CASE DECISION

13-Feb-2024 **MEMORANDUM DECISION**

David Weinzweig.....Author
 Michael Catlett.....Concur
 Maria Cruz.....Concur

Filed: **13-Feb-2024** Mandate:

Decision Disposition

Review Granted
Relief Denied

23 PROCEEDING ENTRIES

- 7-Aug-2023 FILED: Petition for Review; Certificate of Service; Certificate of Compliance (Petitioner)
- 7-Aug-2023 FILED: Appendix to Petition for Review (Petitioner)
- 8-Aug-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 09/22/2023. Amy M Wood - Author
- 6-Sep-2023 FILED: State Of Arizona's Response In Opposition To Petition For Review; Certificate of Service (Respondent)
- 18-Sep-2023 FILED: Reply in Support of Petition for Review; Certificate of Service; Certificate of Compliance (Petitioner)
- 21-Sep-2023 FILED: e-Record on Appeal:
 Instruments/Minute Entries: Combined
 Disposition Report: 74
 Exhibits: None sent with e-Record
 (Includes transcript(s) dated 08/16/2004, 08/20/2004, 08/19/2004, 08/18/2004, 08/17/2004, 10/01/2004)
- 21-Sep-2023 FILED: Additional Record on Appeal
 Physical Exhibits:
 Hearing Date: 08/17/2004 List # 2 3 4 5 6 7 8 9 10 11 12 13 14 16 17
 18 19 20 21 22 23 24 25 26 27 28 in manila envelope
 Hearing Date: 01/14/2005 List # 1 in manila envelope

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8. 27-Sep-2023 FILED: Request for Oral Argument; Certificate of Service (Petitioner)
9. 13-Oct-2023 ORDERED: Request for Oral Argument (Petitioner) = GRANTED. Hon David B Gass - Author
10. 25-Oct-2023 CLNDR: MONTHLY COURT CASE CALENDAR, Department D, 12-13-23, 09:30 am, COURTROOM 2.
11. 30-Oct-2023 FILED: Notice of Oral Argument
12. 6-Nov-2023 FILED: Unopposed Motion to Continue Oral Argument Motion for Procedural Order; Certificate of Service (Petitioner)
13. 8-Nov-2023 FILED: Return Receipt Re Oral Argument (Respondent)
14. 8-Nov-2023 ORDERED: Unopposed Motion to Continue Oral Argument Motion for Procedural Order (Petitioner) = GRANTED and vacating the oral argument set for 12/13/2023. This matter will be reset for oral argument by future order. Hon David D Weinzweig - Author
15. 29-Nov-2023 ORDERED: Resetting oral argument in this matter for 01/18/2024, at 10:00 a.m. in Courtroom 1, State Courts Building, 1501 W. Washington St., Phoenix, AZ. Hon David D Weinzweig - Author
16. 1-Dec-2023 FILED: Return Receipt for Notice of Oral Argument (Respondent)
17. 17-Jan-2024 FILED: Return Receipt for Notice of Oral Argument (Petitioner)
18. 18-Jan-2024 FILED: Sign-in Sheet (01/18/2024)
19. 13-Feb-2024 MEMORANDUM DECISION (Review Granted, Relief Denied) Hon David D Weinzweig - Author; Hon Michael S Catlett - Concur; Hon Maria Elena Cruz - Concur
20. 13-Feb-2024 FILED: Decision Distribution Notification
21. 7-Mar-2024 FILED: ASC Order filed 03/07/2024 re: extending time for filing Petition for Review to 04/15/2024
22. 15-Apr-2024 FILED: Email Notice from ASC re: Petition for Review filed 04/15/2024; request for partial record
23. 16-Apr-2024 FILED: Letter forwarding partial record to Arizona Supreme Court