

Court of Appeals, Division One

Criminal

1 CA-CR 23-0327

STATE v. TRUDELL

Appellate Case Information

Case Filed: 8-Aug-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

Phillip Tomas, Esq. (AZ Bar No. 37879)

Side 2. ERICA BETH TRUDELL, Appellant
(Litigant Group) ERICA BETH TRUDELL

Erica Beth Trudell

Attorneys for: Appellant

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

CASE STATUS

Sep 12, 2024...Decision Rendered

Table with 7 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CR2022-116782-001, Agg Aslt-Officer, Class 4; Agg Aslt-Officer, Class 5; Resist Arrest-Passive Resistance, Class 1, 3 years, Probation; 3 years, Probation; 18 months, Probation, Eartha K Washington, Sentencing, JURY

2 OPEN DUE DATES

Motion for Reconsideration due Due By: Friday, September 27, 2024

Re: OPINION (Affirmed) Hon Kent E Cattani - Author; Hon Daniel J Kiley - Concur; Hon D Steven Williams - Concur

Petition for Review to ASC due Due By: Tuesday, October 15, 2024

Re: OPINION (Affirmed) Hon Kent E Cattani - Author; Hon Daniel J Kiley - Concur; Hon D Steven Williams - Concur

CASE DECISION

12-Sep-2024 OPINION

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

Filed: 12-Sep-2024 Mandate:
Decision Disposition
Affirmed

59 PROCEEDING ENTRIES

- 1. 8-Aug-2023 FILED: Notice of Appeal from Maricopa County Superior Court filed 08/02/23. Notification to Court Reporters dated 08/07/2023.
2. 8-Aug-2023 FILED: Appellate Clerk Notice (31.2(g))
3. 9-Aug-2023 ORDERED: Appointing the Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Directing Ken Crenshaw and court reporters April Escobedo, Nicole Tatlow, Robin Lawlor, Lauren Kuhnhenh, Kristine Mayo, Cynthia Lineburg, and Kassie Kosmal transcripts due 09/25/2023. Benjamin A Armstrong ProTem Judge - Author
4. 21-Aug-2023 FILED: Courtesy Copy - Designation of Record for Appeal Filed in Superior Court (Appellant)
5. 22-Aug-2023 ORDERED: Ken Crenshaw transcript(s) dated 05/27/2022, 08/30/2022, 02/13/2023, 03/14/2023, 03/21/2023, 04/04/2023, 04/18/2023, 05/12/2023, 05/16/2023, due by 10/06/2023. FURTHER ORDERED: Reaffirming this previously set due date of 09/25/2023 for transcripts dated 04/24/2023, 04/25/2023, for Ken Crenshaw. FURTHER ORDERED: Court Reporter Tara L Kramer transcript(s) dated 11/08/2022, due by 10/06/2023. FURTHER ORDERED: Court Reporter Diane Donoho transcript(s) dated 08/24/2022, due by 10/06/2023. FURTHER ORDERED: Court Reporter Debra Carney transcript(s) dated 10/05/2022, due by 10/06/2023. Hon Randall M Howe - Author
6. 22-Aug-2023 FILED: Courtesy Copy - Amended Designation of Record for Appeal Filed in Superior Court (Appellant)

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7. 30-Aug-2023 ORDERED: Vacating that portion of the court's order dated 08/16/2023, directing Court Reporter Michelle White to file the above specified transcript(s). Hon Randall M Howe - Author
[AMENDED per order filed 08/30/2023]
8. 30-Aug-2023 AMENDED ORDER: Vacating the due date of 09/25/2023 for Court Reporter Michelle White to file the above specified transcript(s). FURTHER ORDER: [sic] Relieving Court Reporter Michelle White of any responsibility to file the 06/12/2023 transcript with this court, in this case. Hon Randall M Howe - Author
9. 7-Sep-2023 FILED: Reporter's Transcripts - 06/07/2023 - Trial Day 2 - PM Session (Kristine Mayo)
10. 13-Sep-2023 FILED: Reporter's Transcript - 04/20/2023 - Trial Day 2 (Nicole Tatlow)
11. 14-Sep-2023 FILED: e-Record on Appeal:
Instruments/Minute Entries: Combined
Disposition Report: 127
Exhibits: None sent with e-Record
12. 15-Sep-2023 FILED: Additional Record on Appeal
Physical Exhibits:
Hearing Date: 06/06/2023 List # 3 4 5 6 7 8 9 in manila envelope
Sealed Exhibit:
Confidential Criminal History Report in Sealed Manila Envelope
13. 20-Sep-2023 FILED: Untitled Motion for Extension (Time to File Transcripts) (Kassie Kosmal)
14. 20-Sep-2023 ORDERED: Untitled Motion for Extension (Time to File Transcripts) (Kassie Kosmal) = GRANTED. Due date EXTENDED from Monday, 09-25-2023 to Wednesday, 10-25-2023 (Transcript for 08/01/2023 by Reporter Kassie Kosmal due) or OSC set on 11/01/2023. Hon Randall M Howe - Author
15. 24-Sep-2023 FILED: Reporter's Transcript - 06/12/2023 - Trial Day 4 (Nicole Tatlow)
16. 24-Sep-2023 FILED: Reporter's Transcripts - Jury Trial - 06/07/2023 (Lauren Kuhnhenh)
17. 24-Sep-2023 FILED: Extension Request (Time to File Transcripts) (April Escobedo)
18. 25-Sep-2023 FILED: Reporter's Transcripts - 06/06/2023 - Jury Trial Day 1 - Jury Selection (Robin Lawlor)
19. 25-Sep-2023 ORDERED: Extension Request (Time to File Transcripts) (April Escobedo) = GRANTED. Due date EXTENDED from Monday, 09-25-2023 to Wednesday, 10-25-2023 (Transcript for 04/19/2023 by Reporter April M Escobedo due) or OSC set on 11/01/2023. Hon Randall M Howe - Author
20. 25-Sep-2023 FILED: Reporter's Transcript - 11/08/2022 - Final Trial Management Conference - (Tara L. Kramer)
21. 26-Sep-2023 FILED: Reporter's Transcript - 06/08/2023 - Trial (Cindy Lineburg)
22. 26-Sep-2023 FILED: Untitled Motion for Extension (Time to File Transcripts) (Kimberly McCright)
23. 27-Sep-2023 ORDERED: Untitled Motion for Extension (Time to File Transcripts) (Kimberly McCright) = GRANTED. Due Dates EXTENDED to 11/06/2023 for Transcripts dated 04/24/2023, 04/25/2023, 05/27/2022, 08/30/2022, 02/13/2023, 03/14/2023, 03/21/2023, 04/04/2023, 04/18/2023, 05/12/2023, 05/16/2023 or OSC set on 11/15/2023. Hon Randall M Howe - Author
24. 4-Oct-2023 FILED: Motion to Unseal Documents; Certificate of Service (Appellant)
25. 4-Oct-2023 FILED: Reporter's Transcript - 10/05/2022 - Continuance - (Debra Carney)
26. 6-Oct-2023 FILED: Reporter's Transcript - 08/24/2022 - Status Conference (Diane Donoho)
27. 11-Oct-2023 ORDERED: Motion to Unseal Documents (Appellant) = GRANTED. Upon presentation of this order, unsealing the Court Information Sheets (I.O.R. 3 and 9); the Random Jury Lists (I.O.R. 64 and 91); and the Presentence Supporting Documents Coversheet (I.O.R. 105), for parties/agents for this appeal only. Benjamin A Armstrong ProTem Judge - Author
28. 20-Oct-2023 FILED: Reporter's Transcripts - 08/01/2023 - Sentencing (Kassie Kosmal)
29. 30-Oct-2023 FILED: Reporter's Transcript - 04/19/2023 - Trial - Day 1 (April M. Escobedo)
30. 6-Nov-2023 FILED: Reporter's Transcript - 03/21/2023 - Final Trial Management Conference (Kimberly C. McCright)
31. 6-Nov-2023 FILED: Reporter's Transcript - 04/04/2023 - Trial Assignment (Kimberly C. McCright)
32. 6-Nov-2023 FILED: Reporter's Transcript - 04/18/2023 - Pretrial Conference (Kimberly C. McCright)

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33.	6-Nov-2023	FILED: Reporter's Transcript - 04/24/2023 - Trial (Continued) (Kimberly C. Mccright)
34.	6-Nov-2023	FILED: Reporter's Transcript - 04/25/2023 - Trial (Continued) (Kimberly C. Mccright)
35.	6-Nov-2023	FILED: Reporter's Transcript - 05/12/2023 - Status Conference (Kimberly C. Mccright)
36.	6-Nov-2023	FILED: Reporter's Transcript - 05/16/2023 - Trial Assignment (Kimberly C. Mccright)
37.	6-Nov-2023	FILED: Reporter's Transcript - 05/27/2022 - Not Guilty Arraignment (Kimberly C. McCright)
38.	6-Nov-2023	FILED: Reporter's Transcript - 08/30/2022 - Bench Warrant Issued (Kimberly C. McCright)
39.	6-Nov-2023	FILED: Reporter's Transcript - 02/13/2023 - Final Trial Management Conference (Kimberly C. McCright)
40.	6-Nov-2023	FILED: Reporter's Transcript - 03/14/2023 - Status Conference (Kimberly C. McCright)
41.	7-Nov-2023	FILED: Notice of Completion of Record
42.	17-Nov-2023	FILED: Notice of Appearance; Certificate of Service (Appellant)
43.	12-Dec-2023	FILED: Motion for Procedural Order: Unopposed Request to Extend Time to File the Opening Brief; Certificate of Service (Appellant)
44.	13-Dec-2023	ORDERED: Motion for Procedural Order: Unopposed Request to Extend Time to File the Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Friday, 12-22-2023 to Monday, 01-22-2024. Benjamin A Armstrong ProTem Judge - Author
45.	22-Jan-2024	FILED: Appellant's Opening Brief; Certificate of Compliance with Arizona Rule of Criminal Procedure 31.12; Certificate of Service (Appellant)
46.	23-Jan-2024	FILED: Notice of Appearance; Certificate of Service (Appellee)
47.	24-Jan-2024	FILED: Reporter's Transcripts - 04/19/2023 - Trial - Day 1 PM (April Escobedo)
48.	29-Feb-2024	FILED: Unopposed Motion for Procedural Order (Extension for Answering Brief, First Request); Certificate of Service (Appellee)
49.	29-Feb-2024	ORDERED: Unopposed Motion for Procedural Order (Extension for Answering Brief, First Request) (Appellee) = GRANTED. Due date EXTENDED from Monday, 03-04-2024 to Thursday, 03-07-2024 Benjamin A Armstrong ProTem Judge - Author
50.	7-Mar-2024	FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
51.	21-Mar-2024	FILED: Motion for Procedural Order: Unopposed Request to Extend Time to File the Reply Brief; Certificate of Service (Appellant)
52.	21-Mar-2024	ORDERED: Motion for Procedural Order: Unopposed Request to Extend Time to File the Reply Brief (Appellant) = GRANTED. Due date EXTENDED from Wednesday, 03-27-2024 to Tuesday, 04-16-2024 Geoffrey P Butzine ProTem Judge - Author
53.	29-Mar-2024	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
54.	8-Apr-2024	FILED: Supplemented Superior Court e-Record with Revised Index of Record (Petition to Modify Terms or Regulations of Probation & Order)
55.	16-Apr-2024	FILED: Appellant's Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
56.	26-Apr-2024	CLNDR: CONFERENCE, Department F, 5-30-24, CONFERENCE ROOM.
57.	28-May-2024	ORDERED: Vacating the conference currently set for 05/30/2024 and resetting the conference in this matter for 06/06/2024. Hon Daniel J Kiley - Author
58.	12-Sep-2024	OPINION (Affirmed) Hon Kent E Cattani - Author; Hon Daniel J Kiley - Concur; Hon D Steven Williams - Concur
59.	12-Sep-2024	FILED: Decision Distribution Notification