

Court of Appeals, Division One

Criminal - Anders Appeal

1 CA-CR 23-0337

STATE v. JOHNSON

Appellate Case Information

Case Filed: 15-Aug-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. MITCHELL ROY JOHNSON, Appellant

(Litigant Group) MITCHELL ROY JOHNSON

- Mitchell Roy Johnson

Attorneys for: Appellant

Kyle Green, Esq. (AZ Bar No. 26253)

CASE STATUS

Apr 1, 2024.....At Issue

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CR2021-120249-001, See file, See file, Justin Beresky, Sentencing, JURY

46 PROCEEDING ENTRIES

- 1. 14-Aug-2023 FILED: Courtesy Copy - Notice of Appeal from Superior Court - Request that Counsel be Appointed
2. 15-Aug-2023 FILED: Notice of Appeal from Maricopa County Superior Court filed 08/09/23. Notification to Court Reporters dated 08/14/2023.
3. 15-Aug-2023 FILED: Appellate Clerk Notice (31.2(g))
4. 28-Aug-2023 ORDERED: Appointing the Maricopa County Office of the Public Defender as counsel for Appellant for all further proceedings on appeal. FURTHER ORDERED: Ken Crenshaw and Court reporters Scott Kindle, Hope Yeager, Michael Babicky, and Robin Lawlor, transcripts due 10/10/2023. Geoffrey P Butzine ProTem Judge - Author
5. 1-Sep-2023 FILED: Courtesy Copy - Designation of Record for Appeal Filed in Superior Court (Appellant)
6. 5-Sep-2023 ORDERED: Ken Crenshaw transcript(s) dated 07/08/2021, 07/12/2021, 04/13/2022, 09/07/2022, 10/04/2022, 02/01/2023, 03/08/2023, 04/27/2023, due by 10/20/2023. FURTHER ORDERED: Court Reporter Vanessa Gartner transcript(s) dated 04/04/2023 due by 10/20/2023. ORDERED: [sic] Court Reporter Catherine Turner transcript(s) dated 11/30/2022 (Afternoon Session) due by 10/20/2023. ORDERED: [sic] Court Reporter Monica Hill-Morrisette transcript(s) dated 11/30/2022 (Morning Session) due by 10/20/2023. ORDERED: [sic] Court Reporter Marylynn LeMoine Cotton transcript(s) dated 04/12/2022 due by 10/20/2023. Hon Randall M Howe - Author
7. 15-Sep-2023 FILED: Reporter's Transcript - 08/03/2023 - Sentencing (Robin Lawlor)
8. 21-Sep-2023 FILED: e-Record on Appeal: Instruments/Minute Entries: Combined Disposition Report: 142 Exhibits: None sent with e-Record
9. 21-Sep-2023 FILED: Additional Record on Appeal Physical Exhibits: Hearing Date: 03/22/2023 List # 2 3 4 5 6 7 8 9 18 19 20 in manila envelope Hearing Date: 06/27/2023 List # 1 in manila envelope Sealed Exhibit: Confidential Criminal History Report in Sealed Manila Envelope
10. 22-Sep-2023 FILED: Reporter's Transcript - 06/27/2023 - Trial on Priors (Nicole Tatlow)
11. 4-Oct-2023 FILED: Motion to Unseal Documents; Certificate of Service (Appellant)
12. 6-Oct-2023 FILED: Reporter's Transcript - 12/06/2022 - Trial Day 1 (Scott Kindle)
13. 6-Oct-2023 FILED: Reporter's Transcript - 12/07/2022 - Trial Day 2 (Scott Kindle)
14. 8-Oct-2023 FILED: Reporter's Transcript - 12/08/2022 - Trial - Day 3 - Mistrial - (Hope J Yeager)

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15. 10-Oct-2023 ORDERED: Motion to Unseal Documents (Appellant) = GRANTED. Upon presentation of this order, unsealing the Court Information Sheet (I.O.R. 4); the Random Jury Lists (I.O.R. 78 and 106); the Sealed Jury Questionnaires (I.O.R. 111, 112, and 113); and the Restitution Ledger Request (I.O.R. 129), for parties/agents for this appeal only. Benjamin A Armstrong ProTem Judge - Author
16. 11-Oct-2023 FILED: Reporter's Transcripts - 04/04/2023 - Status Conference (Vanessa Gartner)
17. 11-Oct-2023 FILED: Affidavit for Extension of Time (Time to File Transcripts) (Michael A. Babicky)
18. 13-Oct-2023 FILED: Reporter's Transcript - 11/30/2022 - Status Conference - (Catherine Turner)
19. 13-Oct-2023 ORDERED: Affidavit for Extension of Time (Time to File Transcripts) (Michael A. Babicky) = GRANTED. Due Dates EXTENDED to 11/09/2023 for Transcripts dated 03/22/2023, 03/23/2023, 03/27/2023, 03/28/2023, 03/29/2023 or OSC set on 11/15/2023. Hon Randall M Howe - Author
20. 17-Oct-2023 FILED: Reporter's Transcripts - 11/07/2022 - Final Trial Management Conference - (Kristine Mayo)
21. 18-Oct-2023 FILED: Reporter's Transcript - 04/12/2022 - Settlement Conference - (Marylynn LeMoine Cotton)
22. 19-Oct-2023 FILED: Reporter's Transcript - 11/30/2022 - Settlement Conference - (Monica S Hill-Morrisette)
23. 31-Oct-2023 FILED: Untitled Motion for Extension (Time to File Transcripts) (Kimberly McCright)
24. 31-Oct-2023 ORDERED: Untitled Motion for Extension (Time to File Transcripts) (Kimberly McCright) = GRANTED. Due Dates EXTENDED to 11/20/2023 for Transcripts dated 07/08/2021, 07/12/2021, 04/13/2022, 09/07/2022, 10/04/2022, 02/01/2023, 03/08/2023, 04/27/2023 or OSC set on 12/06/2023. Hon Randall M Howe - Author
25. 6-Nov-2023 FILED: Reporter's Transcripts - 03/29/2023 - Trial (Michael Babicky)
26. 6-Nov-2023 FILED: Reporter's Transcripts - 03/22/2023 - Trial (Michael Babicky)
27. 6-Nov-2023 FILED: Reporter's Transcripts - 03/23/2023 - Trial (Michael Babicky)
28. 6-Nov-2023 FILED: Reporter's Transcripts - 03/27/2023 - Trial (Michael Babicky)
29. 6-Nov-2023 FILED: Reporter's Transcripts - 03/28/2023 - Trial (Michael Babicky)
30. 20-Nov-2023 FILED: Reporter's Transcript - 07/08/2021 - Status Conference (Kimberly C. McCright)
31. 20-Nov-2023 FILED: Reporter's Transcript - 07/12/2021 - Preliminary Hearing (Kimberly C. McCright)
32. 20-Nov-2023 FILED: Reporter's Transcript - 04/13/2022 - Status Conference (Kimberly C. McCright)
33. 20-Nov-2023 FILED: Reporter's Transcript - 09/07/2022 - Continuance (Kimberly C. McCright)
34. 20-Nov-2023 FILED: Reporter's Transcript - 10/04/2022 - Trial Continuance Past Last Day (Kimberly McCright)
35. 20-Nov-2023 FILED: Reporter's Transcript - 02/01/2023 - Final Trial Management Conference (Kimberly McCright)
36. 20-Nov-2023 FILED: Reporter's Transcript - 03/08/2023 - Trial Procedure Conference/ Status Conference (Kimberly McCright)
37. 20-Nov-2023 FILED: Reporter's Transcript - 04/27/2023 - Status Conference (Kimberly McCright)
38. 21-Nov-2023 FILED: Notice of Completion of Record
39. 30-Nov-2023 FILED: Motion to Withdraw and Substitute New Counsel; Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
40. 1-Dec-2023 ORDERED: Motion To Withdraw And Substitute New Counsel; Motion to Extend Opening Brief Due Date (Appellant) = GRANTED. FURTHER ORDERED: Appointing attorney Kyle Green as attorney for appellant in this appeal. FURTHER ORDERED: That the 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: Due date EXTENDED from 01-05-2024 to 02-20-2024 Benjamin A Armstrong ProTem Judge - Author
41. 20-Feb-2024 FILED: Appellant's Opening Brief (Anders Brief); Certificate of Compliance; Certificate of Service (Appellant)
42. 20-Feb-2024 FILED: Motion for Appellant to File Supplemental Brief; Certificate of Service (Appellant)

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- 43. 21-Feb-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 04/01/2024. FURTHER ORDERED: Answering brief to await court order. Benjamin A Armstrong ProTem Judge - Author
- 44. 10-Apr-2024 FILED: Notice to Court; Certificate of Service; Transmittal Letter (Appellant)
- 45. 11-Apr-2024 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
- 46. 19-Apr-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record