

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

**1 CA-CR 23-0375 PRPC**

**STATE v. NOUAN**

**Appellate Case Information**

Case Filed: 31-Aug-2023  
 Case Closed: 29-Aug-2024

**Decision**

**Dept/Composition**

**Department E**  
 Hon. Anni Hill Foster  
 Hon. Brian Y Furuya  
 Hon. Randall M Howe

**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. THOMAS NOUAN, Petitioner**  
 (Litigant Group) THOMAS NOUAN

- Thomas Nouan

**Attorneys for: Petitioner**  
 Brent E Graham, Esq. (AZ Bar No. 11868)

**CASE STATUS**

Aug 29, 2024...Case Closed

PREDECESSOR CASE (S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CR 97-93519			Christina Henderson, Judge on PC		

**DESCENDENT CASE (S)**

ASC CR-24-0088-PR

**CASE DECISION**

21-Mar-2024 **MEMORANDUM DECISION**

**Percurium**

**Anni Foster**.....Concur  
**Brian Furuya**.....Concur  
**Randall Howe**.....Concur

Filed: 21-Mar-2024	Mandate: 29-Aug-2024
Decision Disposition	
<b>Review Granted</b>	
<b>Relief Denied</b>	

**13 PROCEEDING ENTRIES**

- 31-Aug-2023 FILED: Petition for Review; Certificate of Service (Petitioner)
- 1-Sep-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 10/16/2023. Amy M Wood - Author
- 27-Sep-2023 FILED: State Of Arizona's Response In Opposition To Petition For Review; Certificate of Service (Respondent)
- 5-Oct-2023 FILED: Reply to State's Response to Petition for Review; Certificate of Compliance; Certificate of Service (Petitioner)
- 13-Oct-2023 FILED: e-Record on Appeal:  
 Instruments/Minute Entries: Combined  
 Disposition Report: 261  
 Exhibits: None sent with e-Record  
 (Includes transcripts dated 09/18/1997, 09/09/1998, 09/10/1998, 09/15/1998, 01/28/1999, 01/26/1999, 01/25/1999, 03/26/1999, 02/02/1999, 01/27/1999)
- 13-Oct-2023 FILED: Additional Record on Appeal  
 Physical Exhibits:  
 Hearing Date: 01/25/1999 List # 8 14 15 16 17 18 18.001 19 20 21 22 23 24 25 26 27 28 in manila envelope  
 Hearing Date: 03/26/1999 List # 1
- 21-Mar-2024 MEMORANDUM DECISION (Review Granted, Relief Denied) Hon Anni Hill Foster - Concur; Hon Brian Y Furuya - Concur; Hon Randall M Howe - Concur PERCURIUM
- 21-Mar-2024 FILED: Decision Distribution Notification

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- 9. 4-Apr-2024 FILED: Email Notice from ASC re: Petition for Review filed 4/3/24; request for partial record
- 10. 5-Apr-2024 FILED: Letter forwarding partial record to Arizona Supreme Court
- 11. 2-Aug-2024 FILED: Letter from ASC, 08/02/2024, re: Petition for Review DENIED on 08/02/2024
- 12. 29-Aug-2024 FILED: Mandate, Physical record to clerk, Maricopa County Superior Court.
- 13. 29-Aug-2024 FILED: Letter dated 08/29/2024, to Dept Public Safety Re: Copy of Mandate/Decision/Disposition Report