

Court of Appeals, Division One

Criminal

1 CA-CR 23-0514

STATE v. SWIFT HAWK

Appellate Case Information

Case Filed: 28-Nov-2023

Case Closed:

Dept/Composition

Department E

Hon. Brian Y Furuya
Hon. James B Morse
Hon. David D Weinzweig

Consolidated with: 1 CA-CR 24-0106

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Appellee

Michael O'Toole, Esq. (AZ Bar No. 19555)

Side 2. TONI RENEE SWIFT HAWK, Appellant

(Litigant Group) TONI RENEE SWIFT HAWK

- Toni Renee Swift Hawk

Attorneys for: Appellant

C Kenneth Ray, II, Esq. (AZ Bar No. 9810)

CASE STATUS

Aug 26, 2024...Assigned

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
YAV P1300CR202100539	Possession of Drug Paraphernalia (Non-Methamphetamine Related), Class 6	1 year, ADOC	Krista M Carman, Sentencing	PROBVIOL	
YAV P1300CR202200373	Possession or Use of Narcotics, Class 4; Possession of Drug Paraphernalia, Class 6	10 years, ADOC; 3.75 years, ADOC	Krista M Carman, Sentencing	JURY	

CALENDAR

Thursday MONTHLY COURT CASE CALENDAR

Mixed

24-Oct-2024 Department E; COURTROOM 2

32 PROCEEDING ENTRIES

- 28-Nov-2023 FILED: Notice of Appeal from Yavapai County Superior Court filed 11/08/23. Notification to Court Reporter's dated 11/08/2023.
- 28-Nov-2023 FILED: e-Record on Appeal: P1300CR202100539
Instruments/Minute Entries: Combined
Disposition Report: None
Exhibits: None sent with e-Record
- 29-Nov-2023 FILED: e-Record on Appeal: P1300CR202200373
Instruments/Minute Entries: Combined
Disposition Report: 11 72
Exhibits: Hearing Date: 09/06/2023 List # 3 4 5 6
Hearing Date: 09/07/2023 List # 8 9 10
- 29-Nov-2023 FILED: Appellate Clerk Notice (31.2(g))
- 5-Dec-2023 FILED: Reporter's Transcript - 10/20/2023 - Judgment of Guilt and Sentence (Mina G. Hunt)
- 6-Dec-2023 FILED: Request For Extension on Appeal (Time to file Transcripts) (Lisa Chaney)
- 6-Dec-2023 ORDERED: Request For Extension on Appeal (Time to file Transcripts) (Lisa Chaney) = GRANTED. Due date EXTENDED from 12/26/2023 to 01/25/2024 for transcript dated 09/06/2023 or OSC set on 02/07/2024 Hon Randall M Howe - Author
- 15-Dec-2023 FILED: Reporter's Transcript - 01/11/2023 - Settlement Conference Hearing - (Debra K. Upham)
- 21-Dec-2023 FILED: Request for Extension of Time (Time to File Transcripts) (Susanne Nardozzi)

Court of Appeals, Division One**Criminal****1 CA-CR 23-0514****STATE v. SWIFT HAWK****32 PROCEEDING ENTRIES**

10. 21-Dec-2023 ORDERED: Request for Extension of Time (Time to File Transcripts) (Susanne Nardozzi) = GRANTED. Due date EXTENDED from 12-26-2023 to 01-25-2024 for Transcript dated 09/07/2023 or OSC set on 02/07/2024. Hon Randall M Howe - Author
11. 28-Dec-2023 FILED: Reporter's Transcript - 09/06/2023 - Re: Jury Trial Day 1 (Lisa A. Chaney)
12. 25-Jan-2024 FILED: Reporter's Transcript - 09/07/2023 - Jury Trial (Susanne Nardozzi)
13. 25-Jan-2024 FILED: Notice of Completion of Record
14. 30-Jan-2024 FILED: Notice Of Pending Proceeding In Superior Court; Certificate Of Service (Appellant)
15. 15-Feb-2024 FILED: Motion to Consolidate Appeals; Certificate of Service (Appellant)
16. 21-Feb-2024 ORDERED: Denying the motion to consolidate. This order is without prejudice to appellant filing a second motion to consolidate once an appeal of the order denying the motion for modification of sentence is pending in this court. Benjamin A Armstrong ProTem Judge - Author
17. 5-Mar-2024 FILED: Motion to Consolidate Appeals and Request for Extension of Time to File Opening Brief; Certificate Of Service (Appellant)
18. 9-Mar-2024 FILED: Appellant's Opening Brief (Anders v. California); Certificate Of Compliance; Certificate Of Service (Appellant)
[Striken per order filed 07/30/2024]
19. 11-Mar-2024 ORDERED: Motion to Consolidate Appeals (Appellant) = GRANTED and consolidating cases 1 CA-CR 23-0514 and 1 CA-CR 24-0106. Case no. 1 CA-CR 23-0514 is designated the primary number, and all future documents filed in this appeal must use the caption shown on this order. FURTHER ORDERED: Due date EXTENDED from Monday, 03-11-2024 to Monday, 04-15-2024. Benjamin A Armstrong ProTem Judge - Author
20. 13-Mar-2024 FILED: Appellant's Opening Brief (No. 1 CA-CR 24-0106); Certificate of Compliance; Certificate Of Service (Appellant)
21. 15-Mar-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 04/24/2024. FURTHER ORDERED: Answering brief to await court order. Benjamin A Armstrong ProTem Judge - Author
22. 18-Mar-2024 FILED: Notice Of Transmittal Of Documents To Appellant; Certificate Of Service (Appellant)
23. 19-Mar-2024 FILED: Notice of Appearance; Certificate of Service (Appellee)
24. 5-Apr-2024 FILED: Motion for Clarification; Certificate of Service (Appellant)
25. 9-Apr-2024 ORDERED: Acknowledging that the brief appellant filed on 03/09/2024, pursuant to Anders v. California, 386 U.S. 738 (1967), relates to the appeal in 1 CA-CR 23-0514 only. FURTHER ORDERED: That appellant may file a pro se supplemental opening brief regarding the appeal in 1 CA-CR 23-0514 by 05/09/2024. FURTHER ORDERED: Acknowledging that the opening brief appellant filed on 03/13/2024, relates to the appeal in 1 CA-CR 24-0106 only. FURTHER ORDERED: An answering brief regarding the appeal in 1 CA-CR 24-0106 must be filed by 05/21/2024. Benjamin A Armstrong ProTem Judge - Author
26. 13-May-2024 FILED: Unopposed Motion for Procedural Order (Extension for Answering Brief) (First Request); Certificate of Service (Appellee)
27. 14-May-2024 ORDERED: Unopposed Motion for Procedural Order (Extension for Answering Brief) (First Request) (Appellee) = GRANTED. Due date EXTENDED from Tuesday, 05-21-2024 to Thursday, 06-20-2024 (for case 1 CA-CR 24-0106). Benjamin A Armstrong ProTem Judge - Author
28. 16-May-2024 FILED: Notice of Substitution of Counsel; Certificate of Service (Appellee)
29. 19-Jun-2024 FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
30. 5-Jul-2024 FILED: Notice Of No Reply; Certificate of Service (Appellant)
31. 30-Jul-2024 ORDERED: Striking the Anders brief filed in the 2023 appeal (1 CA-CR 23-0514). Hon David B Gass - Author
32. 26-Aug-2024 CLNDR: CONFERENCE, Department E, 10-24-24, COURTROOM 2.