

Court of Appeals, Division One

Criminal

1 CA-CR 23-0543

STATE v. ORDWAY

Appellate Case Information

Case Filed: 14-Dec-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. RICKY ORDWAY, Appellant

(Litigant Group) RICKY ORDWAY

- Ricky Ordway

Attorneys for: Appellant

Seth M Apfel, Esq. (AZ Bar No. 32225)

CASE STATUS

May 2, 2024.....Record Complete-Notice Completion Sent

Table with 7 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Rows include case numbers like CR2019-005766-001 and CR2021-002307-001.

OPEN DUE DATE

Opening Brief Due

Due By: Friday, September 13, 2024

Re: FILED: Notice of Completion of Record

[1 extension]

78 PROCEEDING ENTRIES

- 1. 14-Dec-2023 FILED: Notice of Appeal from Maricopa County Superior Court filed 12/06/23. Notification to Court Reporters dated 12/13/2023.
2. 14-Dec-2023 FILED: Appellate Clerk Notice (31.2(g))
3. 18-Dec-2023 ORDERED: Directing Appellant to make arrangements with the court reporter(s) by 01/17/2024, to pay for the preparation of the transcripts. FURTHER ORDERED: Directing Appellant to file a notice in this court by 01/29/2024, as to the arrangements made.
4. 5-Jan-2024 FILED: Substitution of Counsel; Certificate of Service (Appellant)
5. 5-Jan-2024 FILED: Motion for Procedural Order: Request to Expand Record; Certificate of Service (Appellant)
6. 5-Jan-2024 FILED: Motion for Procedural Order: Request for Confirmation of Indigent Status; Certificate of Service (Appellant)
7. 8-Jan-2024 Motion for Procedural Order: Request for Confirmation of Indigent Status; Certificate of Service (Appellant) = GRANTED and Confirming appellant is proceeding as indigent on appeal. FURTHER ORDERED: Court Reporters transcript(s) due by 02/23/2024.
8. 8-Jan-2024 Motion for Procedural Order: Request to Expand Record; Certificate of Service (Appellant) = GRANTED and supplementing the record on appeal by including the superior court records in State v. Ordway, Maricopa County Superior Court No. CR2019-005766-001, and State v. Ordway, Maricopa County Superior Court No. CR2019-122267-001.

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- 9. 18-Jan-2024 FILED: Additional Record on Appeal: CR2021-002307-001
Physical Exhibits:
Hearing Date: 02/23/2023 List # 1 2 3 in manila envelope (in a box)
Hearing Date: 08/18/2023 List # 1 in manila envelope (in a box)
Hearing Date: 03/02/2023 List # 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 47 48 50 51 52 54 55 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 94 95 97 98 99 100 101 102 104 105 106 107 108 109 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 127 128 129 131 132 133 134 135 136 137 138 139 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 158 160 162 163 164 165 171 172 173 174 175 176 177 180 181 182 183 184 186 189 190 191 194 195 196 198 199 200 201 202 203 204 205 206 207 208 in a box
Sealed Exhibit:
Confidential Criminal History Report in Sealed Manila Envelope (in a box)
- 10. 18-Jan-2024 FILED: e-Record on Appeal: CR2021-002307-001
Instruments/Minute Entries: Combined
Disposition Report: None
Exhibits: None sent with e-Record
- 11. 31-Jan-2024 FILED: Reporter's Transcript - 03/06/2023 - Reporter's Transcript of Proceedings (Lisa Bradley)
- 12. 5-Feb-2024 FILED: Reporter's Transcripts - 03/07/2023 - Reporter's Transcript of Proceedings (Lisa Bradley)
- 13. 5-Feb-2024 FILED: Reporter's Transcript - 04/25/2023 - Jury Trial - (Catherine L. Turner)
- 14. 5-Feb-2024 FILED: Reporter's Transcript - 04/26/2023 - Jury Trial - (Catherine L. Turner)
- 15. 5-Feb-2024 FILED: Reporter's Transcript - 05/08/2023 - Jury Trial - (Catherine L. Turner)
- 16. 7-Feb-2024 FILED: Reporter's Transcript - 03/28/2023 - Jury Trial - (Tara L. Kramer)
- 17. 8-Feb-2024 FILED: Reporter's Transcript - 03/14/2023 - Trial Day 7 - (Debra Carney)
- 18. 8-Feb-2024 FILED: Reporter's Transcript - 04/03/2023 - Trial Day 15 - (Debra Carney)
- 19. 9-Feb-2024 FILED: Reporter's Transcript - 03/29/2023 - Jury Trial - (Tara L. Kramer)
- 20. 12-Feb-2024 FILED: Reporter's Transcript - 03/09/2023 - Reporter's Transcript of Proceedings (Lisa Bradley)
- 21. 15-Feb-2024 FILED: Reporter's Transcript - 05/22/2023 - Trial Day 33 (Diane Donoho)
- 22. 20-Feb-2024 FILED: Reporter's Transcript - 04/11/2023 - Jury Trial Day 17 (Kit Walker)
- 23. 20-Feb-2024 FILED: Reporter's Transcript - 05/11/2023 - Jury Trial Day 28 AM Session (Kit Walker)
- 24. 20-Feb-2024 FILED: Reporter's Transcript - 11/17/2023 - Sentencing/Oral Argument/Matters Taken Under Advisement(Kit Walker)
- 25. 21-Feb-2024 FILED: Reporter's Transcript - 03/13/2023 - Reporter's Transcript of Proceedings (Lisa Bradley)
- 26. 21-Feb-2024 FILED: Reporter's Transcript - 04/17/2023 - Reporter's Transcript of Proceedings (Lisa Bradley)
- 27. 21-Feb-2024 FILED: Reporter's Transcript - 04/18/2023 - Reporter's Transcript of Proceedings (Lisa Bradley)
- 28. 21-Feb-2024 FILED: e-Record on Appeal: CR2019-005766-001
Instruments/Minute Entries: Combined
Disposition Report: 89
Exhibits: None sent with e-Record
- 29. 21-Feb-2024 FILED: e-Record on Appeal: CR2019-122267-001
Instruments/Minute Entries: Combined
Disposition Report: 45
Exhibits: None sent with e-Record
- 30. 22-Feb-2024 FILED: Reporter's Transcript - 03/22/2023 - Jury Trial - (Monica S Hill-Morrisette)
- 31. 22-Feb-2024 FILED: Reporter's Transcript - 03/23/2023 - Jury Trial - (Monica S Hill-Morrisette)
- 32. 22-Feb-2024 FILED: Reporter's Transcript - 03/15/2023 - Trial Day 8 (Scott Kindle)
- 33. 22-Feb-2024 FILED: Extension Request (Time to File Transcripts) (April Escobedo)
- 34. 23-Feb-2024 FILED: Motion for Extension of Time (Time to file Transcripts) (Kassie Kosmal)

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35. 23-Feb-2024 ORDERED: Extension Request (Time to File Transcripts) (April Escobedo) = GRANTED. Due date EXTENDED from Friday, 02-23-2024 to Monday, 03-25-2024 (Transcript for 03/21/2023 by Reporter April M Escobedo due) or OSC set on 04/03/2024. Hon Randall M Howe - Author
36. 23-Feb-2024 ORDERED: Motion for Extension of Time (Time to file Transcripts) (Kassie Kosmal) = GRANTED. Due Dates EXTENDED to 03/25/2024 for Transcripts dated 04/13/2023, 04/20/2023, 04/27/2023, 05/10/2023 or OSC set on 04/03/2024. Hon Randall M Howe - Author
37. 28-Feb-2024 FILED: Reporter's Transcript - 03/01/2023 - Trial Day 1 - (Hope J Yeager)
38. 29-Feb-2024 FILED: Reporter's Transcript - 04/04/2023 - Trial Day 16 - (Hope J Yeager)
39. 2-Mar-2024 FILED: Reporter's Transcript - 04/12/2023 - Trial Day 18 (Hope Yeager)
40. 22-Mar-2024 FILED: Reporter's Transcript - 04/13/2023 - Jury Trial, Day 19 - (Kassie Kosmal)
41. 24-Mar-2024 FILED: Request For Extension of Time to File Transcripts (Kassie Kosmal)
42. 25-Mar-2024 ORDERED: Request For Extension of Time to File Transcripts (Kassie Kosmal) = GRANTED. Due Dates EXTENDED to 04/24/2024 for Transcripts dated 04/20/2023, 04/27/2023, 05/10/2023 or OSC set on 05/01/2024. FURTHER ORDERED: Vacating the OSC set for 04/03/2024. Hon Randall M Howe - Author
43. 25-Mar-2024 FILED: Request for Extension of Time to File Transcript (April Escobedo)
44. 26-Mar-2024 ORDERED: Request for Extension of Time to File Transcript (April Escobedo) = GRANTED. Due date EXTENDED from Monday, 03-25-2024 to Wednesday, 04-24-2024 (Transcript for 03/21/2023 by Reporter April M Escobedo due) or OSC set on 05/01/2024. FURTHER ORDERED: Vacating the OSC currently set for 04/03/2024. Hon Randall M Howe - Author
45. 23-Apr-2024 FILED: Reporter's Transcript - 05/10/2023 - Jury Trial - (Kassie Kosmal)
46. 24-Apr-2024 FILED: Reporter's Transcript - 04/27/2023 - Jury Trial - (Kassie Kosmal)
47. 24-Apr-2024 FILED: Reporter's Transcript - 04/20/2023 - Jury Trial - (Kassie Kosmal)
48. 1-May-2024 FILED: Reporter's Transcripts - Trial - Day 10 - 03/21/2023 (April Escobedo)
[Amended version filed 05/28/2024]
49. 2-May-2024 FILED: Notice of Completion of Record
50. 14-May-2024 FILED: Motion for Procedural Order: Request to Expand Record to Include and Produce Missing and/or Additional Transcripts; Certificate of Service (Appellant)
51. 16-May-2024 ORDERED: Motion for Procedural Order: Request to Expand Record to Include and Produce Missing and/or Additional Transcripts (Appellant) = TAKING NO ACTION. FURTHER ORDERED: Appellant may file an amended motion to supplement the record that complies with Division One Administrative Order 2024-02 by 06/03/2024. Benjamin A Armstrong ProTem Judge - Author
52. 17-May-2024 FILED: Motion for Procedural Order: Request to Expand Record to Include and Produce Missing and/or Additional Transcripts (Amended); Certificate of Service (Appellant)
53. 28-May-2024 FILED: Amended Reporter's Transcript - 03/21/2023 - Trial Day 10 - (April Escobedo)
54. 28-May-2024 FILED: Notice of Errata (April Escobedo)
55. 3-Jun-2024 FILED: Motion for Procedural Order: Request to Extend Time for Filing Opening Brief; Certificate of Service (Appellant)
56. 3-Jun-2024 ORDERED: Motion for Procedural Order: Request to Expand Record to Include and Produce Missing and/or Additional Transcripts (Amended) (Appellant) = GRANTED and supplementing the record with transcripts for the following proceedings: 03/02/2023, 03/16/2023, 05/16/2023, 07/15/2023, 08/22/2022, 09/08/2022, 11/10/2022, 02/10/2023, 02/23/2023, 03/03/2023, 04/05/2023, 04/28/2023, 05/01/2023, 05/04/2023, 05/03/2023, 05/09/2023, 06/21/2023, 06/08/2023. FURTHER ORDERED: Directing court reporters Monica Hill-Morrisette, Lisa Bradley, and Kassie Kosmal to prepare, and Ken Crenshaw to arrange for the preparation of, an original and two copies of the respective transcripts and furnish one copy to appellant's counsel, one copy to appellee's counsel, and the original to the clerk of this court by 07/08/2024, marked for filing in this appeal. FURTHER ORDERED: Due date EXTENDED from Monday, 06/17/2024 to Wednesday, 08/07/2024 Benjamin A Armstrong ProTem Judge - Author
57. 9-Jun-2024 FILED: Reporter's Transcripts - 04/05/2023 - Trial Continuance - (Lisa Bradley)
58. 18-Jun-2024 FILED: Reporter's Transcript - 03/02/2023 - Jury Trial - (Monica S Hill-Morrisette)

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- 59. 18-Jun-2024 FILED: Reporter's Transcript - 03/03/2023 - Oral Argument - (Monica S Hill-Morrisette)
- 60. 24-Jun-2024 FILED: Reporter's Transcripts - 03/16/2023 - Trial Day 19 - (Lisa Bradley)
- 61. 6-Jul-2024 FILED: (Untitled) Motion for Extension of Time to File Transcripts (Kimberly C. McCright)
- 62. 8-Jul-2024 FILED: Motion for Procedural Order: Request for Clarification on Due Date for Opening Brief; Certificate of Service (Appellant)
- 63. 8-Jul-2024 ORDERED: (Untitled) Motion for Extension of Time to File Transcripts (Kimberly C. McCright) = GRANTED. Due Dates EXTENDED to 08/14/2024 for Transcripts dated 07/15/2022, 08/22/2022, 09/08/2022, 11/10/2022, 02/10/2023, 02/23/2023, 04/28/2023, 05/01/2023, 05/04/2023, 05/03/2023, 05/09/2023, 06/21/2023, 06/08/2023 or OSC set on 08/21/2024. Hon Randall M Howe - Author
- 64. 8-Jul-2024 FILED: Reporter's Transcript - 05/16/2023 - Jury Trial - (Kassie Kosmal)
- 65. 9-Jul-2024 ORDERED: The opening brief is due by 09/13/2024. Benjamin A Armstrong ProTem Judge - Author
- 66. 8-Aug-2024 FILED: Reporter's Transcripts - 07/15/2022 - Settlement Conference - (Kimberly C. McCright)
- 67. 8-Aug-2024 FILED: Reporter's Transcripts - 08/22/2022 - Status Conference - (Kimberly C. McCright)
- 68. 8-Aug-2024 FILED: Reporter's Transcripts - 09/08/2022 - Trial Continuance Past Last Day - (Kimberly C. McCright)
- 69. 8-Aug-2024 FILED: Reporter's Transcripts - 11/10/2022 - Final Trial Management Conference - (Kimberly C. McCright)
- 70. 8-Aug-2024 FILED: Reporter's Transcripts - 05/03/2023 - Status Conference - (Kimberly C. McCright)
- 71. 8-Aug-2024 FILED: Reporter's Transcripts - 05/04/2023 - Status Conference - (Kimberly C. McCright)
- 72. 8-Aug-2024 FILED: Reporter's Transcripts - 05/09/2023 - Status Conference - (Kimberly C. McCright)
- 73. 8-Aug-2024 FILED: Reporter's Transcripts - 06/08/2023 - Evidentiary Hearing - (Kimberly C. McCright)
- 74. 8-Aug-2024 FILED: Reporter's Transcripts - 02/10/2023 - Trial Procedure Conference - (Kimberly C. McCright)
- 75. 8-Aug-2024 FILED: Reporter's Transcripts - 02/23/2023 - Evidentiary Hearing - (Kimberly C. McCright)
- 76. 8-Aug-2024 FILED: Reporter's Transcripts - 04/28/2023 - Status Conference - (Kimberly C. McCright)
- 77. 8-Aug-2024 FILED: Reporter's Transcripts - 05/01/2023 - Trial - (Kimberly C. McCright)
- 78. 8-Aug-2024 FILED: Reporter's Transcripts - 06/21/2023 - Oral Arguments - (Kimberly C. McCright)