

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

**1 CA-CR 23-0547 PRPC**

**STATE v. SIMMONS**

**Appellate Case Information**

Case Filed: 15-Dec-2023  
Case Closed:

**Dept/Composition**

**Department B**  
Hon. Andrew M Jacobs  
Hon. Jennifer M Perkins  
Hon. David D Weinzweig

**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. LAMAR VALDEN SIMMONS, Petitioner**  
(Litigant Group) LAMAR VALDEN SIMMONS

• Lamar Valden Simmons

PRO SE

**CASE STATUS**

Sep 13, 2024....Pending in ASC

PREDECESSOR CASE (S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CR 1987-001119			Justin Beresky, Judge on PC		

**DESCENDENT CASE (S)**

ASC CR-24-0212-PR

**CASE DECISION**

16-Jul-2024 MEMORANDUM DECISION

Filed: 16-Jul-2024

Mandate:

**Percurium**

Andrew Jacobs.....Concur

Jennifer Perkins.....Concur

David Weinzweig.....Concur

Decision Disposition

**Review Granted**

**Relief Denied**

**11 PROCEEDING ENTRIES**

- 15-Dec-2023 FILED: Motion: For Petition for Review (PCR) (Petitioner Pro Per)
- 18-Dec-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 02/01/2024. Amy M Wood - Author
- 11-Jan-2024 FILED: State of Arizona's Response in Opposition to Petition for Review; Certificate of Service (Respondent)
- 31-Jan-2024 FILED: Defendant: Reply to States Opposition to Petition for Review (PCR) (Petitioner Pro Per)
- 2-Feb-2024 FILED: Record on Appeal:  
Instruments: 3 parts  
Minute Entries: 1 partcg  
Disposition Report: 58  
Exhibits: None sent with e-Record
- 16-Jul-2024 MEMORANDUM DECISION (Review Granted, Relief Denied) Hon Andrew M Jacobs - Concur; Hon Jennifer M Perkins - Concur; Hon David D Weinzweig - Concur PERCURIUM
- 16-Jul-2024 FILED: Decision Distribution Notification
- 19-Aug-2024 FILED: ASC Order filed 08/19/2024 re: the "Motion for Extension of Time" is denied without prejudice to Petitioner's ability to file a motion in compliance with Arizona Rules of Crim. Proc. Rule 31.6(e) and ARCAP 6(b). This matter is subject to dismissal if a compliant motion or petition for review is not filed by 09/03/2024.
- 30-Aug-2024 FILED: ASC Order filed 08/30/2024 re: the "Motion for Extension of Time" is denied without prejudice to Petitioner's ability to file a motion in compliance with Arizona Rules of Crim. Proc. Rule 31.6(e) and ARCAP 6(b). This matter is subject to dismissal if a compliant motion or petition for review is not filed by 09/16/2024.

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- 10. 13-Sep-2024 FILED: Email Notice from ASC re: Petition for Review filed 09/13/2024; request for partial record
- 11. 16-Sep-2024 FILED: Letter forwarding partial record to Arizona Supreme Court