

Court of Appeals, Division One

Criminal - Anders Appeal

1 CA-CR 23-0569

STATE v. SMITH

Appellate Case Information

Case Filed: 27-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. DAVID BRIAN SMITH, Appellant

(Litigant Group) DAVID BRIAN SMITH

- David Brian Smith

Attorneys for: Appellant

Jill L Evans, Esq. (AZ Bar No. 15051)

CASE STATUS

Jul 15, 2024.....At Issue

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MOH, S8015CR202300154, Theft of Means of Transportation, Class 3, 3 years, Probation, Billy K Sipe, Sentencing, JURY.

23 PROCEEDING ENTRIES

- 1. 27-Dec-2023 FILED: Notice of Appeal from Mohave County Superior Court filed 12/13/23.
2. 27-Dec-2023 FILED: e-Record on Appeal: Instruments/Minute Entries: Combined Disposition Report: None Exhibits: Hearing Date: 10/20/2023 List # A1 A2 A3 A4 A5 A6 Hearing Date: 10/27/2023 List # A7 Hearing Date: 10/30/2023 List # A8 A9 Hearing Date: 09/20/2023 List # C1 D1
3. 27-Dec-2023 FILED: Appellate Clerk Notice (31.2(g))
4. 27-Dec-2023 FILED: Reporter's Transcript - 10/31/2023 - Jury Trial Day One (Dawn M. Duffey)
5. 27-Dec-2023 FILED: Reporter's Transcript - 11/01/2023 - Jury Trial Day Two (Dawn M. Duffey) [Amended version filed on 06/28/2024]
6. 3-Jan-2024 FILED: Notice of Appearance; Certificate of Service (Appellant)
7. 29-Jan-2024 FILED: Reporter's Transcript - 09/20/2023 - Evidentiary Hearing on Motion to Suppress - (Linda Cantrell)
8. 29-Jan-2024 FILED: Reporter's Transcript - 12/01/2023 - Judgment and Sentencing (Count 1 Only) (Linda Cantrell)
9. 30-Jan-2024 FILED: Notice of Completion of Record
10. 29-Feb-2024 FILED: Motion to Supplement the Record; Request for Extension of Time to File Opening Brief; Certificate of Service (Appellant)
11. 4-Mar-2024 ORDERED: Motion To Supplement The Record; Request for Extension of Time to File Opening Brief (Appellant) = GRANTED and supplementing the record with transcripts dated 02/27/2023, 03/20/2023, 04/10/2023, 04/20/2023, 06/12/2023, 09/25/2023, 12/18/2023. FURTHER ORDERED: Directing court reporter Linda Cantrell to prepare, and Kip Anderson 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 04/03/2024, marked for filing in this appeal. FURTHER ORDERED: The opening brief is due by 05/03/2024. Benjamin A Armstrong ProTem Judge - Author
12. 6-Mar-2024 FILED: Reporter's Transcript - 02/27/2023 - FTR-Arrestment Hearing - (Kristine B. Valdez)
13. 6-Mar-2024 FILED: Reporter's Transcript - 03/20/2023 - FTR-Pretrial Conference Hearing - (Kristine B. Valdez)
14. 6-Mar-2024 FILED: Reporter's Transcript - 04/10/2023 - FTR-Status Conference Hearing - (Kristine B. Valdez)
15. 6-Mar-2024 FILED: Reporter's Transcript - 04/20/2023 - FTR-Hearing on Motion Regarding Release Conditions - (Kristine B. Valdez)

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23 PROCEEDING ENTRIES

16. 6-Mar-2024 FILED: Reporter's Transcript - 12/18/2023 - FTR-Pretrial Final Management Conference/ Motion To Release Personal Property - (Kristine B. Valdez)
17. 2-Apr-2024 FILED: Reporter's Transcript - 6/12/2023 - Final Management Conference/ Hearing on Addendum to the Indictment - (Linda Cantrell)
18. 2-Apr-2024 FILED: Reporter's Transcript - 09/25/2023 - Final Management Conference - (Linda Cantrell)
19. 29-Apr-2024 FILED: Motion for Extension of Time to File Opening Brief; Certificate of Service (Appellant)
20. 29-Apr-2024 ORDERED: Motion for Extension of Time to File Opening Brief(Appellant) = GRANTED. Due date EXTENDED from Friday, 05-03-2024 to Monday, 06-03-2024. Benjamin A Armstrong ProTem Judge - Author
21. 3-Jun-2024 FILED: Appellant's Opening Brief (Anders); Certificate of Compliance; Certificate of Service; Letter, 6/3/24, from Attorney to Appellant, enclosing copy of record (Appellant)
22. 4-Jun-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 7/15/24. FURTHER ORDERED: Answering brief to await court order. Benjamin A Armstrong ProTem Judge - Author
23. 28-Jun-2024 FILED: Amended Reporter's Transcript - 11/01/2023 - Jury Trial Day Two (Dawn M. Duffey)