

Court of Appeals, Division One

Criminal

1 CA-CR 24-0024

STATE v. PETERSON

Appellate Case Information

Case Filed: 16-Jan-2024

Case Closed:

Dept/Composition

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Appellee

Joshua C Smith, Esq. (AZ Bar No. 30229)

Side 2. JUSTIN KIETH PETERSON, Appellant

(Litigant Group) JUSTIN KIETH PETERSON

- Justin Kieth Peterson

Attorneys for: Appellant

Amy E Bain, Esq. (AZ Bar No. 15092)

CASE STATUS

Jul 25, 2024.....Record Complete-Notice Completion Sent

Apr 4, 2024.....Reinstated Case

Table with 7 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CR2021-137345-001, Murder 2nd, 16 years, ADOC; 16 years, ADOC, Justin Beresky, Sentencing, JURY.

OPEN DUE DATE

Opening Brief Due

Due By: Thursday, October 24, 2024

Re: FILED: Notice of Completion of Record

[1 extension]

CALENDAR

Friday MOTION CALENDAR

2-Aug-2024 Department M;

File date: 7/29/2024.....Motion to Withdraw and Substitute New Counsel; MOTION TO EXTEND OPENING BRIEF DUE DATE (Appellant) DECISION RENDERED: See proceeding entry for ORDER dated 7-Aug-2024 for more information...

File date: 7/29/2024.....MOTION TO WITHDRAW AND SUBSTITUTE NEW COUNSEL; Motion to Extend Opening Brief Due Date (Appellant) DECISION RENDERED: See proceeding entry for ORDER dated 5-Aug-2024 for more information...

CASE DECISION

26-Mar-2024 ORDER

Vacated

ORDERED: Dismissing this appeal.

Filed: 26-Mar-2024

Mandate:

Decision Disposition

Dismissed

Benjamin Armstrong.....Author

42 PROCEEDING ENTRIES

- 1. 16-Jan-2024 FILED: Notice of Appeal from Maricopa County Superior Court filed 01/03/24. Notification to Court Reporters dated 01/12/2024.
2. 16-Jan-2024 FILED: Appellate Clerk Notice (31.2(g))
3. 2-Feb-2024 FILED: Reporter's Transcripts - 8/10/2023 - Trial - Day 16 (Treva B. Colwell)
4. 5-Feb-2024 FILED: Reporter's Transcript -07/19/2023 - Trial Day 4 - (Lori Reinhardt)
5. 12-Feb-2024 FILED: No Financial Arrangements (Treva B. Colwell)

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6. 13-Feb-2024 ORDERED: Directing Appellant to make arrangements with the court reporter(s) by 03/14/2024, to pay for the preparation of the transcripts. FURTHER ORDERED: Directing Appellant to file a notice in this court by 03/25/2024, as to the arrangements made. If Appellant fails to file a notice, the court will dismiss this appeal. FURTHER ORDERED: Appellant may file in the superior court a motion to proceed as indigent with a supporting affidavit. Counsel Jon Martinez must assist appellant with any such request. Appellant must file a copy of the request in this court by 03/25/2024. FURTHER ORDERED: Absent satisfactory financial arrangements, no transcripts are due in this case until further order from this court. Benjamin A Armstrong ProTem Judge - Author
7. 15-Feb-2024 FILED: e-Record on Appeal:
Instruments/Minute Entries: Combined
Disposition Report: 332
Exhibits: None sent with e-Record
8. 15-Feb-2024 FILED: Additional Record on Appeal
Physical Exhibits:
Hearing Date: 06/13/2023 - LIST # 28 54 55 56 57 58 59 60 61 62 63 64
65 66 67 68 69 70 71 72 73 75 76 77 78 79 in manila envelope
Sealed Exhibit:
Confidential Criminal History Report in Sealed Manila Envelope
9. 26-Mar-2024 FILED: Affidavit of No Payment Arrangements (Treva Colwell)
10. 26-Mar-2024 ORDERED: Dismissing this appeal. Benjamin A Armstrong ProTem Judge - Author
11. 2-Apr-2024 FILED: Minute Entry, file dated 04/01/2024, re: Defendant' Appeal should be Reinstated (Maricopa County Superior Court)
12. 4-Apr-2024 ORDERED: Reinstating this appeal. FURTHER ORDERED: Appointing the Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Court reporters Debra Carney, Jennifer Church, Catherine Turner, Nicole Tatlow, Lori Thielmann, Robin Lawlor, Kit Walker, April Escobedo, Scott Kindle, Michele Kaley, Treva Colwell, and Lori Reinhardt and Ken Crenshaw due by 05/20/2024. Benjamin A Armstrong ProTem Judge - Author
13. 5-Apr-2024 FILED: Reporter's Transcript - 08/07/2023 -Jury Trial Day Thirteen - (Kit Walker)
14. 5-Apr-2024 FILED: Reporter's Transcript - 08/08/2023 -Jury Trial Day Fourteen - (Kit Walker)
15. 5-Apr-2024 FILED: Reporter's Transcript - 08/01/2023 - Trial Day 10 (Nicole Tatlow)
16. 7-Apr-2024 FILED: Reporter's Transcript - 08/09/2023 - Trial Day 15 - (Nicole Tatlow)
17. 9-Apr-2024 FILED: Reporter's Transcripts - 08/03/2023 - Jury Trial - Day 12 - (Robin Lawlor)
18. 17-Apr-2024 FILED: Reporter's Transcript - 12/15/2023 - Sentencing - (Michele Kaley)
19. 25-Apr-2024 FILED: Reporter's Transcript - 07/25/2023 - Jury Trial - (Catherine Turner)
20. 25-Apr-2024 FILED: Reporter's Transcript - 07/26/2023 - Jury Trial - (Catherine Turner)
21. 12-May-2024 FILED: Reporter's Transcript - 07/24/2023 - Trial Day 6 - (Jennifer Church)
22. 15-May-2024 FILED: Reporter's Transcript - 08/23/2023 - Trial Day 22 - (Scott Kindle)
23. 16-May-2024 FILED: Request for Extension of Time to File Transcript (Debra Carney)
24. 17-May-2024 ORDERED: Request for Extension of Time to File Transcript (Debra Carney) = GRANTED. Due Dates EXTENDED to 06/19/2024 for Transcripts dated 07/17/2023, 07/18/2023, 07/19/2023, 07/20/2023, 07/27/2023 or OSC set on 07/03/2024. Hon Randall M Howe - Author
25. 18-May-2024 FILED: Reporter's Transcript - 08/14/2023 - Trial Day 17 - (Lori Thielmann)
26. 18-May-2024 FILED: Request for Extension of Time to File Transcript (Lori Thielmann)
27. 20-May-2024 ORDERED: Request for Extension of Time to File Transcript (Lori Thielmann) = GRANTED. Due Date EXTENDED to 06/19/2024 for Transcript dated 08/02/2023 or OSC set on 07/03/2024. Hon Randall M Howe - Author
28. 20-May-2024 FILED: Reporter's Transcript - 08/22/2023 - Trial - Day 21 (April Escobedo)
29. 21-May-2024 ORDERED: Court reporter Ken Crenshaw transcript dated 08/17/2023 due by 06/19/2024 or OSC set on 07/03/2024. Hon Randall M Howe - Author
30. 9-Jun-2024 FILED: Reporter's Transcript - 08/02/2023 - Trial Day 11 - (Lori Thielmann)

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42 PROCEEDING ENTRIES

31. 14-Jun-2024 FILED: Reporter's Transcript - 07/27/2023 - Trial Day 9 - (Debra Carney)
32. 14-Jun-2024 FILED: Reporter's Transcript - 07/17/2023 - Trial Day 2 - (Debra Carney)
33. 14-Jun-2024 FILED: Reporter's Transcript - 07/18/2023 - Trial Day 3 - (Debra Carney)
34. 14-Jun-2024 FILED: Reporter's Transcript - 07/19/2023 - Trial Day 4 - (Debra Carney)
35. 14-Jun-2024 FILED: Reporter's Transcript - 07/20/2023 - Trial Day 5 - (Debra Carney)
36. 30-Jun-2024 FILED: Motion to Extend Time to File Transcripts (Ken Crenshaw)
37. 1-Jul-2024 ORDERED: Motion to Extend Time to File Transcripts (Ken Crenshaw) = GRANTED. Due date EXTENDED from Wednesday, 06/19/2024 to Friday, 07/19/2024 for Transcript dated 08/17/2023 or OSC set on 08/07/2024. FURTHER ORDERED: Vacating the OSC set on 07/03/2024. Hon Randall M Howe - Author
38. 19-Jul-2024 FILED: Reporter's Transcripts - 08/17/2023 - Trial to Jury - (Kimberly C. McCright)
39. 25-Jul-2024 FILED: Notice of Completion of Record
40. 26-Jul-2024 FILED: Notice of Appearance; Certificate of Service (Appellant)
41. 29-Jul-2024 FILED: Motion to Withdraw and Substitute New Counsel; Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
42. 5-Aug-2024 ORDERED: Motion To Withdraw And Substitute New Counsel; Motion to Extend Opening Brief Due Date (Appellant) = GRANTED. FURTHER ORDERED: Appointing attorney Amy Bain as attorney for appellant in this appeal. FURTHER ORDERED: That the Maricopa County Public Defender must immediately forward all files, records, transcripts, and other documents that relate to this appeal to newly appointed counsel. FURTHER ORDERED: The opening brief is due by 10/24/2024. Benjamin A Armstrong ProTem Judge - Author