

Court of Appeals, Division One

Criminal

1 CA-CR 24-0125

STATE v. JOHNSON

Appellate Case Information

Case Filed: 7-Mar-2024

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. KION ELIJAH Z. JOHNSON, Appellant

(Litigant Group) KION ELIJAH Z. JOHNSON

- Kion Elijah Z. Johnson

Attorneys for: Appellant

Adam M Susser, Esq. (AZ Bar No. 23491)

CASE STATUS

Jun 20, 2024....Record Complete-Notice Completion Sent

Table with 7 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CR2021-141692-001, Disorderly Conduct, Class 6; Minor Carrying Firearm, Class 6, 2.25 years, ADCRR; 1 year, ADCRR, Joseph Shayne Kiefer, Sentencing, JURY, Dispo.

OPEN DUE DATE

Opening Brief Due

Due By: Thursday, September 19, 2024

Re: FILED: Notice of Completion of Record

CALENDAR

Friday MOTION CALENDAR

28-Jun-2024 Department M;

File date: 6/21/2024.....Motion to Withdraw and Substitute New Counsel; MOTION TO EXTEND OPENING BRIEF DUE DATE (Appellant) DECISION RENDERED: See proceeding entry for ORDER dated 1-Jul-2024 for more information...

File date: 6/21/2024.....MOTION TO WITHDRAW AND SUBSTITUTE NEW COUNSEL; Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant) DECISION RENDERED: See proceeding entry for ORDER dated 1-Jul-2024 for more information...

51 PROCEEDING ENTRIES

- 1. 7-Mar-2024 FILED: Notice of Appeal from Maricopa County Superior Court filed 03/01/24. Notification to Court Reporters dated 03/06/2024.
2. 7-Mar-2024 FILED: Appellate Clerk Notice (31.2(g))
3. 8-Mar-2024 ORDERED: Dismissing the appeal of the conviction and sentence for Count 2, Drive By Shooting. This dismissal will have no effect on the appeal of the convictions and sentences that resulted from the jury trial. Benjamin A Armstrong ProTem Judge - Author
4. 8-Mar-2024 ORDERED: Appointing the Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Court Reporters Nicole Tatlow, Treva Colwell, Scott Kindle, Michelle White, Kristine Rogalewski-Mayo, Catherine Turner, Vanessa Gartner, Kassie Kosmal, and Robin Lawlor transcript(s) due by 04/22/2024. Benjamin A Armstrong ProTem Judge - Author
5. 18-Mar-2024 FILED: Reporter's Transcripts - 09/20/2023 - Trial - Day 7 (Treva B. Colwell)
6. 18-Mar-2024 FILED: Reporter's Transcripts - 09/25/2023 - Trial - Day 9 (Treva B. Colwell)
7. 21-Mar-2024 FILED: Reporter's Transcripts - 10/02/2023 - Trial - Day 13 (Vanessa Gartner)
8. 21-Mar-2024 ORDERED: Directing the clerk of this court to send the Maricopa County Public Defender a copy of the 03/08/2024, order appointing the Public Defender as counsel for appellant. Benjamin A Armstrong ProTem Judge - Author
9. 29-Mar-2024 FILED: Courtesy Copy-Designation of Record for Appeal Filed in Superior Court (Appellant)

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10. 29-Mar-2024 ORDERED: Court Reporter Ken Crenshaw transcript(s) dated 06/26/2023, 07/20/2023, 07/24/2023, 07/31/2023, 08/31/2023, 11/14/2023, 11/27/2023, 12/14/2023, and 01/19/2024 due by 05/13/2024. FURTHER ORDERED: Court Reporter Debra Carney transcript(s) dated 09/05/2023 (AM Session) due by 05/13/2024. FURTHER ORDERED: Court Reporter Vanessa Gartner transcript(s) dated 10/02/2023 (PM Session) due by 05/13/2024. FURTHER ORDERED: Court Reporter Scott Kindle transcript(s) dated 09/05/2023 (PM Session) due by 05/13/2024. FURTHER ORDERED: Reaffirming this previously set due date of 04/22/2024 for transcripts dated 09/28/2023, 09/26/2023, 09/25/2023, AND 09/21/2023 for Court Reporter Scott Kindle. Hon Randall M Howe - Author
11. 9-Apr-2024 FILED: Reporter's Transcripts - 10/10/2023 - Aggravation Phase Verdict (Afternoon Session) - (Robin Lawlor)
12. 11-Apr-2024 FILED: Reporter's Transcript - 09/11/2023 - Jury Trial/Evidentiary Hearing - (Catherine Turner)
13. 11-Apr-2024 FILED: Reporter's Transcript - 09/13/2023 - Jury Trial - (Catherine Turner)
14. 12-Apr-2024 FILED: e-Record on Appeal:
Instruments/Minute Entries: Combined
Disposition Report: None
Exhibits: None sent with e-Record
15. 12-Apr-2024 FILED: Additional Record on Appeal
Physical Exhibits:
Hearing Date: 09/05/2023 List # 17 20 21 22 23 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50
51 52 53 55 56 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 83 84 85 86 87 88 89 90 91 92
93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123
124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152
153 154 155 156 157 158 160 161 162 163 164 165 166 167 168 169 183 191 192 195 196 197 198 199 200 201 202 203 in
manila envelope
Sealed Exhibit:
Confidential Criminal History Report in Sealed Manila Envelope
16. 15-Apr-2024 FILED: Reporter's Transcript - 09/27/2023 - Trial Day 11, P.M. Session - (Nicole Tatlow)
17. 16-Apr-2024 FILED: Reporter's Transcripts - 9/12/2023 - Trial Day 5 - (Kristine Mayo)
18. 16-Apr-2024 FILED: Reporter's Transcripts - 9/20/2023 - Trial Day 7 - PM Session - (Kristine Mayo)
19. 16-Apr-2024 FILED: Reporter's Transcripts - 9/21/2023 - Trial Day - 8 AM Session - (Kristine Mayo)
20. 16-Apr-2024 FILED: Reporter's Transcripts - 9/27/2023 - Trial Day 11 - AM Session - (Kristine Mayo)
21. 18-Apr-2024 FILED: Reporter's Transcript - 09/21/2023 - Trial Day 8 - Afternoon (Scott Kindle)
22. 18-Apr-2024 FILED: Reporter's Transcript - 09/25/2023 - Trial Day 9 - Afternoon (Scott Kindle)
23. 18-Apr-2024 FILED: Reporter's Transcript - 09/26/2023 - Trial Day 10 - Morning (Scott Kindle)
24. 18-Apr-2024 FILED: Reporter's Transcript - 09/28/2023 - Trial Day 12 (Scott Kindle)
25. 19-Apr-2024 FILED: Reporter's Transcript - 02/20/2024 - Sentencing - (Nicole Tatlow)
26. 22-Apr-2024 FILED: Reporter's Transcripts - 09/11/2023 - Trial Day 4 - AM Session - (Kristine Mayo)
27. 22-Apr-2024 FILED: Reporter's Transcripts - 09/26/2023 - Trial Day 10 - PM Session - (Kristine Mayo)
28. 22-Apr-2024 FILED: Reporter's Transcripts - 10/10/2023 - Trial Day 15 - AM Session - (Kristine Mayo)
29. 22-Apr-2024 FILED: Reporter's Transcripts - 10/02/2023 - Trial Day 13 - PM Session - (Kristine Mayo)
30. 22-Apr-2024 FILED: Request for Extension of Time to File Transcript (Kassie Kosmal)
31. 23-Apr-2024 ORDERED: Request for Extension of Time to File Transcript (Kassie Kosmal) = GRANTED. Due date EXTENDED from Monday, 04-22-2024 to Wednesday, 05-22-2024 (Transcript for 10/03/2023 by Reporter Kassie Kosmal due) or OSC set on 06/05/2024. Hon Randall M Howe - Author
32. 23-Apr-2024 FILED: Reporter's Transcripts - 09/06/2023 - Trial Day 2 - (Michelle White)
33. 23-Apr-2024 FILED: Reporter's Transcripts - 09/07/2023 - Trial Day 3 - (Michelle White)
34. 2-May-2024 FILED: Reporter's Transcript - 09/05/2023 - Trial Day 1 - (Debra Carney)
35. 7-May-2024 FILED: Reporter's Transcript - 11/14/2023 - Status Conference - (Julie Kelley)

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36. 7-May-2024 FILED: Reporter's Transcript - 11/27/2023 - Trial Setting - (Julie Kelley)
37. 7-May-2024 FILED: Reporter's Transcript - 12/14/2023 - Status Conference - (Julie Kelley)
38. 7-May-2024 FILED: Reporter's Transcript - 01/19/2024 - Plea Agreement/Change of Plea - (Julie Kelley)
39. 7-May-2024 FILED: Reporter's Transcript - 06/26/2023 - Final Trial Management Conference - (Anne Manscill)
40. 7-May-2024 FILED: Reporter's Transcript - 07/20/2023 - Oral Argument - (Anne Manscill)
41. 7-May-2024 FILED: Reporter's Transcript - 07/24/2023 - Final Trial Management Conference - (Anne Manscill)
42. 7-May-2024 FILED: Reporter's Transcript - 08/31/2023 - Trial Procedures Conference - (Julie Kelley)
43. 12-May-2024 FILED: Reporter's Transcript - 09/05/2023 - Trial Day 1 - Afternoon (Scott Kindle)
44. 14-May-2024 ORDERED: Ken Crenshaw Transcripts dated 07/31/2023 due by 06/12/2024 or OSC set on 06/19/2024. Hon Randall M Howe - Author
[Vacated per order filed 06/18/2024]
45. 22-May-2024 FILED: Reporter's Transcript - 10/03/2023 - Jury Trial - Kassie Kosmal
46. 14-Jun-2024 FILED: Affidavit Regarding Ordered Transcripts (Ken Crenshaw)
47. 17-Jun-2024 ORDERED: Vacating that portion of the court's order dated 05/14/2024, directing Court Reporter Coordinator Ken Crenshaw to file the above specified transcript(s)(dated 07/31/2023). [sic] Hon Randall M Howe - Author
[AMENDED per order filed 06/18/2024]
48. 18-Jun-2024 AMENDED ORDER: Vacating that portion of the court's order dated 05/14/2024, directing Court Reporter Coordinator Ken Crenshaw to file the above specified transcript(s)(dated 07/31/2023). FURTHER ORDERED: Vacating the order to show cause hearing that is currently set for 06/19/2024. Hon Randall M Howe - Author
49. 20-Jun-2024 FILED: Notice of Completion of Record
50. 21-Jun-2024 FILED: Motion to Withdraw and Substitute New Counsel; Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
51. 1-Jul-2024 ORDERED: Motion to Withdraw and Substitute New Counsel (Appellant) = GRANTED. FURTHER ORDERED: Appointing attorney Adam Susser as attorney for appellant in this appeal. FURTHER ORDERED: 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: Motion to Extend Opening Brief Due Date (Appellant) = GRANTED. Due date EXTENDED from Monday, 08-05-2024 to Thursday, 09-19-2024. Benjamin A Armstrong ProTem Judge - Author