

Court of Appeals, Division One

Criminal

1 CA-CR 24-0167

STATE v. KERR

Appellate Case Information

Case Filed: 22-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. ANDREW JAMES KERR, Appellant

(Litigant Group) ANDREW JAMES KERR

- Andrew James Kerr

Attorneys for: Appellant

Jennifer Roach, Esq. (AZ Bar No. 24525)

CASE STATUS

Jun 5, 2024.....Record Complete-Notice Completion Sent

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CR2018-101721-001, Murder 2nd Deg-Intentional, Class 1, 25 years, ADCRR, Michael C Blair, Sentencing, JURY.

OPEN DUE DATE

Opening Brief Due

Due By: Tuesday, October 15, 2024

Re: FILED: Notice of Completion of Record

[2 extensions]

60 PROCEEDING ENTRIES

- 1. 22-Mar-2024 FILED: Notice of Appeal from Maricopa County Superior Court filed 03/15/24. Notification to Court Reporters dated 03/21/2024.
2. 22-Mar-2024 FILED: Appellate Clerk Notice (31.2(g))
3. 25-Mar-2024 ORDERED: Affirming the appointment of the Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Court Reporters Monica Hill-Morrisette, Kit Walker, Cynthia Lineburg, Lori Thielmann, Scott Kindle, and Kimberly Portik transcript(s) due by 05/09/2024. Benjamin A Armstrong ProTem Judge - Author
4. 4-Apr-2024 FILED: Courtesy Copy - Designation of Record for Appeal Filed in Superior Court (Appellant)
5. 5-Apr-2024 ORDERED: Court Reporter Ken Crenshaw transcript(s) dated 03/12/2018, 06/05/2018, 01/15/2019, 08/09/2022, 08/23/2022, 04/13/2023, 07/25/2023, 09/25/2023, 10/02/2023, 11/13/2023, 12/18/2023 due by 05/20/2024. FURTHER ORDERED: Court Reporter April Escobedo transcript(s) dated 01/24/2019 due by 05/20/2024. FURTHER ORDERED: Court Reporter Jennifer Church transcript(s) dated 08/09/2018, 05/14/2019, 05/28/2019, 03/10/2020, 05/12/2021, 06/28/2021, 07/21/2021, 09/20/2021, 03/23/2022, 05/05/2022, due by 05/20/2024. FURTHER ORDERED: Court Reporter Jeanne Kappedal transcript(s) dated 08/15/2019 due by 05/20/2024. FURTHER ORDERED: Court Reporter Lauren Kuhnhenh transcript(s) dated 01/07/2020 due by 05/20/2024. FURTHER ORDERED: Court Reporter Barbara Stockford transcript(s) dated 06/18/2018 due by 05/20/2024. FURTHER ORDERED: Court Reporter Catherine Turner transcript(s) dated 11/01/2021 due by 05/20/2024. FURTHER ORDERED: Court Reporter Kit Walker transcript(s) dated 01/09/2024 due by 05/20/2024. FURTHER ORDERED: Reaffirming this previously set due date of 05/09/2024 for transcripts dated 01/10/2024, 01/16/2024, 01/23/2024 for Court Reporter Kit Walker. Hon Randall M Howe - Author
6. 7-Apr-2024 FILED: Reporter's Transcript - 6/18/2018 - Trial Setting - (Barbara Stockford)
7. 11-Apr-2024 FILED: Reporter's Transcript - 01/09/2024 - Jury Trial Day One - (Kit Walker)
8. 11-Apr-2024 FILED: Reporter's Transcript - 01/10/2024 - Jury Trial Day Two - (Kit Walker)
9. 11-Apr-2024 FILED: Reporter's Transcript - 01/16/2024 - Jury Trial Day Three - (Kit Walker)
10. 11-Apr-2024 FILED: Reporter's Transcript - 01/23/2024 - Jury Trial Day Six - (Kit Walker)
11. 20-Apr-2024 FILED: Reporter's Transcript - 11/01/2021 - CCMC - (Catherine Turner)

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1 CA-CR 24-0167

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12. 26-Apr-2024 FILED: Additional Record on Appeal
Physical Exhibits:
Hearing Date: 01/09/2024 List # 26 33 42 43 44 45 46 47 48 49 50 51 53 57 59 63 64 66 83 84 91 92 95 96 97 98 99 100 101 115
116 117 119 120 121 123 126 136 145 146 152 153 164 165 166 167 168 170 173 174 175 195 196 198 199 200 201 202 205
207 210 212 214 215 216 217 218 220 221 222 223 224 226 227 229 233 234 236 237 238 239 240 241 244 245 246 248 249
250 252 254 256 258 259 260 261 262 263 266 269 270 273 276 277 279 280 281 282 284 285 286 288 289 290 291 292 293
294 295 296 in manila envelope
Sealed Exhibit:
Confidential Criminal History Report in Sealed Manila Envelope
13. 26-Apr-2024 FILED: e-Record on Appeal:
Instruments/Minute Entries: Combined
Disposition Report: None
Exhibits: None sent with e-Record
(Also Contains Transcripts Previously Filed in COA1)
14. 2-May-2024 FILED: Reporter's Transcript - 03/08/2024 - Sentencing - (Monica S Hill-Morrisette)
15. 7-May-2024 FILED: Reporter's Transcript - 01/29/2024 - Trial Day 9 - (Kimberly Portik)
[Corrected Cover Page filed in Affidavit of Correction filed 05/09/2024]
16. 8-May-2024 FILED: Reporter's Transcript - 08/15/2019 - Trial Setting - (Diane Donoho on behalf of J Kappedal)
17. 8-May-2024 FILED: First Extension (Time to File Transcripts) (Cindy Lineburg)
18. 9-May-2024 ORDERED: First Extension (Time to File Transcripts) (Cindy Lineburg) = GRANTED. Due date EXTENDED from Thursday, 05-09-2024 to Monday, 06-10-2024 (Transcript on 01/17/2024 by Reporter Cynthia L Lineburg due) or OSC set on 06/19/2024. Hon Randall M Howe - Author
19. 9-May-2024 FILED: Affidavit of Correction
20. 9-May-2024 FILED: Reporter's Transcript - 01/24/2024 - Trial Day 7 - (Scott Kindle)
21. 9-May-2024 FILED: Reporter's Transcript - 01/25/2024 - Trial Day 8 - (Scott Kindle)
22. 10-May-2024 ORDERED: Court Reporter Lori Thielmann transcripts dated 01/22/2024, 01/30/2024 due by 06/10/2024 or OSC set on 06/19/2024. Hon Randall M Howe - Author
23. 10-May-2024 FILED: Reporter's Transcript - 01/22/2024 - Trial Day 5 - (Lori Thielmann)
24. 10-May-2024 FILED: Reporter's Transcript - 01/30/2024 - Trial Day 10 - (Lori Thielmann)
25. 13-May-2024 FILED: Reporter's Transcripts - 01/07/2020 - Trial Continuance Past Last Day - (Lauren Kuhnhenh)
26. 14-May-2024 FILED: Reporter's Transcript - 06/28/2021 - Status Conference - (Jennifer Church)
27. 14-May-2024 FILED: Reporter's Transcript - 07/21/2021 - Status Conference - (Jennifer Church)
28. 14-May-2024 FILED: Reporter's Transcript - 09/20/2021 - Complex Case Management Conference - (Jennifer Church)
29. 14-May-2024 FILED: Reporter's Transcript - 05/05/2022 - Complex Case Management Conference - (Jennifer Church)
30. 14-May-2024 FILED: Reporter's Transcript - 05/12/2021 - Status Conference - (Jennifer Church)
31. 14-May-2024 FILED: Reporter's Transcript - 08/09/2018 - Complex Case Management Conference - (Jennifer Church)
32. 14-May-2024 FILED: Reporter's Transcript - 05/14/2019 - Complex Case Management Conference - (Jennifer Church)
33. 14-May-2024 FILED: Reporter's Transcript - 05/28/2019 - Status Conference - (Jennifer Church)
34. 14-May-2024 FILED: Reporter's Transcript - 03/10/2020 - Complex Case Management Conference - (Jennifer Church)
35. 15-May-2024 FILED: Reporter's Transcript - 3/23/2022 - Final Trial Management Conference - (Jennifer D. Church)
36. 19-May-2024 FILED: Reporter's Transcript - 01/24/2019 - Trial Management Conference (April Escobedo)
37. 20-May-2024 FILED: Reporter's Transcript - 03/12/2018 - Complex Case Order/Initial Pretrial Conference - (Kimberly C. McCright)
38. 20-May-2024 FILED: Reporter's Transcript - 06/05/2018 - Defendant Competent - (Kimberly C. McCright)

Court of Appeals, Division One**Criminal****1 CA-CR 24-0167****STATE v. KERR****60 PROCEEDING ENTRIES**

39. 20-May-2024 FILED: Reporter's Transcript - 01/15/2019 - Motion for Change of Counsel - (Kimberly C. McCright)
40. 20-May-2024 FILED: Reporter's Transcript - 08/09/2022 - Evidentiary Hearing - (Kimberly C. McCright)
41. 20-May-2024 FILED: Reporter's Transcript - 08/23/2022 - Defendant Competent - (Kimberly C. McCright)
42. 20-May-2024 FILED: Reporter's Transcript - 04/13/2023 - Status Conference - (Kimberly C. McCright)
43. 20-May-2024 FILED: Reporter's Transcript - 07/25/2023 - Trial Continuance Past Last Day - (Kimberly C. McCright)
44. 20-May-2024 FILED: Reporter's Transcript - 09/25/2023 - Final Trial Management Conference - (Kimberly C. McCright)
45. 20-May-2024 FILED: Reporter's Transcript - 10/02/2023 - Trial Continuance/Reset - (Kimberly C. McCright)
46. 20-May-2024 FILED: Reporter's Transcript - 11/13/2023 - Trial Assignment - (Kimberly C. McCright)
47. 20-May-2024 FILED: Reporter's Transcript - 12/18/2023 - Trial Procedure Conference - (Kimberly C. McCright)
48. 4-Jun-2024 FILED: Reporter's Transcript - 01/17/2024 - Trial - (Cindy Lineburg)
49. 5-Jun-2024 FILED: Notice of Completion of Record
50. 18-Jun-2024 FILED: Notice of Appearance; Certificate of Service (Appellant)
51. 5-Jul-2024 FILED: Motion to Supplement the Record on Appeal (Motion for Extension of Time for Opening Brief); Certificate of Service (Appellant)
52. 12-Jul-2024 FILED: Motion to Unseal Documents; Certificate of Service (Appellant)
53. 15-Jul-2024 ORDERED: Motion To Supplement The Record On Appeal (Motion for Extension of Time for Opening Brief) (Appellant) = GRANTED and supplementing the record with the following transcripts: 10/16/2018; 02/10/2020; 06/07/2022; 01/25/2023. FURTHER ORDERED: Directing court reporter Jennifer Church 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 08/14/2024, marked for filing in this appeal. FURTHER ORDERED: The opening brief is due by 09/13/2024. Benjamin A Armstrong ProTem Judge - Author
54. 22-Jul-2024 ORDERED: Motion to Unseal Documents (Appellant) = GRANTED. Upon presentation of this order, unsealing the Court Information Sheets (I.O.R. 4 and 8); the Medical Report of Dr. Sarah Gallimore dated April 26, 2018 (I.O.R. 31); the Medical Report of Dr. Camille Hernandez dated May 24, 2018 (I.O.R. 32); the Medical Report of Dr. Sarah Gallimore dated May 31, 2028 (I.O.R. 33); the Medical Report of Dr. Jacqueline Worsley dated January 10, 2019 (I.O.R. 53); the Medical Report of Dr. Kevin Hurley dated January 10, 2019 (I.O.R. 54); the Medical Report of Dr. Jason Frizzell dated May 31, 2022 (I.O.R. 128); the Medical Report of Dr. Leslie Dana Kirby dated May 31, 2022 (I.O.R. 129); and the Random Jury List (I.O.R. 194), for parties/agents for this appeal only. Benjamin A Armstrong ProTem Judge - Author
55. 23-Jul-2024 FILED: Reporter's Transcript - 06/07/2022 - Rule 11 Competency Hearing - (Stacy McWhorter)
56. 23-Jul-2024 FILED: Reporter's Transcript - 01/25/2023 - Final Trial Management Conference - (Stacy McWhorter)
57. 5-Aug-2024 FILED: Reporter's Transcript - 10/16/2018 - Complex Case Management Conference - (Jennifer Church)
58. 5-Aug-2024 FILED: Reporter's Transcript - 02/10/2020 - Complex Case Management Conference - (Jennifer Church)
59. 5-Sep-2024 FILED: Unopposed Motion for Procedural Order: Request to Extend Time to File the Opening Brief; Certificate of Service (Appellant)
60. 5-Sep-2024 ORDERED: Unopposed Motion for Procedural Order: Request to Extend Time to File the Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Friday, 09-13-2024 to Tuesday, 10-15-2024. Benjamin A Armstrong ProTem Judge - Author