

Court of Appeals, Division One

Criminal

1 CA-CR 24-0523

STATE v. MONINGER

Appellate Case Information

Case Filed: 19-Sep-2024

Case Closed:

Dept/Composition

Department E

Hon. Michael J Brown
Hon. Veronika Fabian
Hon. Randall M Howe

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorney for: Appellee

Casey Ball, Esq. (AZ Bar No. 34987)

Side 2. KEVIN HARRY MONINGER, Appellant

(Litigant Group) KEVIN HARRY MONINGER

- Kevin Harry Moninger

Attorney for: Appellant

Chad Joshua Winger, Esq. (AZ Bar No. 22767)

CASE STATUS

May 29, 2026... Decision Rendered

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MOH, S8015CR201801598, Luring a Minor for Secual Exploitation, Class 3, 7 Years, Derek C Carlisle, Sentencing, JURY.

2 OPEN DUE DATES

Motion for Reconsideration Due Due By: Monday, June 15, 2026

Re: MEMORANDUM DECISION (Affirmed) Hon Michael J Brown - Author; Hon Veronika Fabian - Concur; Hon Randall M Howe - Concur

Petition for Review to ASC Due Due By: Monday, June 29, 2026

Re: MEMORANDUM DECISION (Affirmed) Hon Michael J Brown - Author; Hon Veronika Fabian - Concur; Hon Randall M Howe - Concur

CALENDAR

Thursday MONTHLY COURT CASE CALENDAR

Mixed

21-May-2026 Department E; COURTROOM 2

CASE DECISION

29-May-2026 MEMORANDUM DECISION

Michael Brown.....Author

Veronika Fabian.....Concur

Randall Howe.....Concur

Filed: 29-May-2026

Mandate:

Decision Disposition

Affirmed

33 PROCEEDING ENTRIES

- 1. 19-Sep-2024 FILED: Notice of Appeal from Mohave County Superior Court filed 09/05/24 - Initial Clerk's Notice to Court Reporters filed 9/5/24
2. 19-Sep-2024 FILED: Record on Appeal: Combined Instruments/Minute Entries Disposition Report: None Digital Exhibits: Hearing Date 4/30/19 - List and #1, 2, 3, 4, 5, 10, 11, 12, 13, 16
3. 23-Sep-2024 FILED: Appellate Clerk Notice (31.2(g))
4. 26-Sep-2024 FILED: Reporter's Transcript - 09/04/2024 - Resentencing (Dawn Duffey)
5. 16-Oct-2024 FILED: Notice of Appearance; Certificate of Service (Appellant)
6. 28-Oct-2024 ORDERED: Court Reporter Leah Armendariz Transcripts dated 04/30/2019, 05/01/2019, 05/02/2019, 06/07/2019 or OSC set on 11/06/2024. Hon Randall M Howe - Author
7. 6-Nov-2024 ORDERED: Directing Court Reporting Coordinator Kip Anderson to prepare the transcript(s) dated 06/07/2019, 05/02/2019, 05/01/2019, and 04/30/2019, and to furnish one copy to appellant's counsel, one copy to appellee's counsel, and the original to the clerk of this court by 12/06/2024, marked for filing in this appeal. FURTHER ORDERED: Vacating the OSC set on 11/06/2024, for Leah Armendariz. Hon Randall M Howe - Author

**Court of Appeals, Division One****Criminal****1 CA-CR 24-0523****STATE v. MONINGER****33 PROCEEDING ENTRIES**

8.	9-Dec-2024	FILED: Reporter's Transcript - 04/30/2019 - Jury Trial (Leah Armendariz); Notice of Filing Transcripts (Appellant)
9.	9-Dec-2024	FILED: Reporter's Transcript - 05/01/2019 - Jury Trial (Leah Armendariz) (Appellant)
10.	9-Dec-2024	FILED: Reporter's Transcript - 05/02/2019 - Jury Trial (Leah Armendariz) (Appellant)
11.	9-Dec-2024	FILED: Reporter's Transcript - 06/07/2019 - Judgment and Sentencing (Leah Armendariz) (Appellant)
12.	16-Dec-2024	FILED: Notice of Completion of Record
13.	21-Jan-2025	FILED: Motion for Procedural Order to Extend Opening Brief Deadline 30 Days; Certificate of Service (Appellant)
14.	23-Jan-2025	ORDERED: Motion for Procedural Order to Extend Opening Brief Deadline 30 Days (Appellant) = GRANTED. Due date EXTENDED from Thursday, 01-30-2025 to Monday, 03-03-2025. Benjamin A Armstrong ProTem Judge - Author
15.	20-Feb-2025	FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
16.	24-Feb-2025	FILED: Notice of Appearance; Certificate of Service (Appellee)
17.	1-Apr-2025	FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
18.	2-Apr-2025	FILED: Motion for Procedural Order to Stay Appeal; Certificate of Service (Appellee)
19.	7-Apr-2025	ORDERED: Motion for Procedural Order to Stay Appeal (Appellee) = GRANTED and staying this appeal until 06/30/2025. On 07/01/2025, the stay will be lifted automatically unless before then one of the parties files a notice of disposition, a motion to dismiss the appeal, or a motion to continue the stay. FURTHER ORDERED: The reply brief is due by 07/21/2025. This deadline will be extended automatically if the stay is continued. Denise McGimsey ProTem Judge - Author
20.	30-Jun-2025	FILED: Motion for Procedural Order to Stay Appeal (Second Request); Certificate of Service (Appellee)
21.	30-Jun-2025	FILED: Supplemented Superior Court e-Record with Revised Index of Record
22.	2-Jul-2025	ORDERED: Motion for Procedural Order to Stay Appeal (Second Request) (Appellee) = GRANTED in part and extending the stay of this appeal until 10/30/2025. On 10/31/2025, the stay will lift automatically unless before then one of the parties files a notice of disposition, a motion to dismiss the appeal, or a motion to continue the stay. FURTHER ORDERED: The reply brief is due by 11/20/2025. Denise McGimsey ProTem Judge - Author
23.	30-Oct-2025	FILED: Motion for Procedural Order to Stay Appeal (Third Request); Certificate of Service (Appellee)
24.	30-Oct-2025	ORDERED: Motion for Procedural Order to Stay Appeal (Third Request) (Appellee) = GRANTED and extending the stay of this appeal through 01/29/2026. On 01/30/2026, the stay will lift automatically unless before then one of the parties files a notice of disposition, a motion to dismiss the appeal, or a motion to continue the stay. FURTHER ORDERED: The reply brief is due by 02/19/2026. The court will adjust the due date if the stay is extended beyond or terminated before the above-stated end date. Denise McGimsey ProTem Judge - Author
25.	27-Jan-2026	FILED: Motion for Procedural Order to Stay Appeal (Fourth Request); Certificate of Service (Appellee)
26.	28-Jan-2026	ORDERED: Motion for Procedural Order to Stay Appeal (Fourth Request) (Appellee) = GRANTED and extending the stay of this appeal through 03/30/2026. On 03/31/2026, the stay will lift automatically unless before then one of the parties files a notice of disposition, a motion to dismiss the appeal, or a motion to continue the stay. FURTHER ORDERED: That the reply brief is due by 04/20/2026. The due date may be adjusted if the stay is extended beyond or terminated before 03/30/2026. Denise McGimsey ProTem Judge - Author
27.	30-Jan-2026	FILED: Notice of Arizona Supreme Court Decision; Certificate of Service (Appellee)
28.	30-Jan-2026	ORDERED: Lifting the stay. FURTHER ORDERED: That appellant may file a reply brief by 02/19/2026. Denise McGimsey ProTem Judge - Author
29.	12-Feb-2026	FILED: Notice That No Reply Brief Will Be Filed; Certificate of Service; Supreme Court Decision (Appellant)
30.	25-Mar-2026	CLNDR: CONFERENCE, Department E, 5-21-26, COURTROOM 2.
31.	28-Apr-2026	FILED: Memorandum: Judge Howe for Judge Weinzweig (Chief Judge Howe)
32.	29-May-2026	MEMORANDUM DECISION (Affirmed) Hon Michael J Brown - Author; Hon Veronika Fabian - Concur; Hon Randall M Howe - Concur
33.	29-May-2026	FILED: Decision Distribution Notification