

Court of Appeals, Division One

Criminal

1 CA-CR 24-0642

STATE v. JOHNSON

Appellate Case Information

Case Filed: 2-Dec-2024

Case Closed:

Dept/Composition

Department D

Hon. David B Gass
Hon. Michael J Brown
Hon. Andrew J Becke

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Appellee

Deborah Celeste Kinney, Esq. (AZ Bar No. 30741)

Side 2. XAVIER JOHNSON, Appellant

(Litigant Group) XAVIER JOHNSON

- Xavier Johnson

Attorneys for: Appellant

Randal Boyd McDonald, Esq. (AZ Bar No. 32008)

CASE STATUS

May 26, 2026... Pending in ASC

PREDECESSOR CASE(S)

Table with 6 columns: MAR, CR2024-109729-001, Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo

DESCENDENT CASE(S)

ASC CR-26-0110-PR

CASE DECISION

25-Mar-2026 OPINION

David Gass.....Author
Michael Brown.....Concur
Andrew Becke.....Concur

Filed: 25-Mar-2026

Mandate:

Decision Disposition

Vacated
Remanded

43 PROCEEDING ENTRIES

- 1. 2-Dec-2024 FILED: Notice of Appeal from Maricopa County Superior Court filed 11/22/24. Notification to Court Reporters dated 11/27/2024.
2. 6-Dec-2024 FILED: Appellate Clerk Notice (31.2(g))
3. 9-Dec-2024 ORDERED: Appointing the Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Court Reporters Debra Carney, Lori Reinhardt, and Kit Walker transcripts due 01/23/2025. Benjamin A Armstrong ProTem Judge - Author
4. 12-Dec-2024 FILED: Courtesy Copy- Designation of Record for Appeal Filed in Superior Court (Appellant)
5. 16-Dec-2024 ORDERED: Ken Crenshaw transcript(s) dated 08/15/2024, 08/22/2024, 08/23/2024, and 09/18/2024 due by 01/30/2025. FURTHER ORDERED: Court Reporter Lori Reinhardt transcript(s) dated 10/01/2024 due by 01/30/2025. FURTHER ORDERED: Reaffirming this previously set due date of 01/23/2024 for transcripts dated 10/07/2024, and 10/02/2024 for Court Reporter Lori Reinhardt. Hon Randall M Howe - Author
6. 3-Jan-2025 FILED: e-Record on Appeal: Instruments/Minute Entries: Combined Disposition Report: 87 Digital Exhibits: Hearing Date: 10/02/2024 List # 11 Hearing Date: 10/03/2024 List # 6 7
7. 3-Jan-2025 FILED: Sealed Exhibit: Confidential Criminal History Report in Sealed Manila Envelope
8. 6-Jan-2025 FILED: Reporter's Transcript - 10/03/2024 - Jury Trial Day Three (Kit Walker)
9. 7-Jan-2025 FILED: Reporter's Transcript - 10/02/2024 (Lori Reinhardt)

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10. 7-Jan-2025 FILED: Reporter's Transcript - 10/07/2024 (Lori Reinhardt)
11. 14-Jan-2025 FILED: Reporter's Transcript - 11/22/2024 - Sentencing (Debra Carney)
12. 15-Jan-2025 FILED: Reporter's Transcript - 10/01/2024 - Trial Day 1 (Lori Reinhardt)
13. 28-Jan-2025 FILED: Reporter's Transcript - 08/15/2024 - Evidentiary Hearing (Kimberly C. McCright)
14. 28-Jan-2025 FILED: Reporter's Transcript - 08/22/2024 - Trial Assignment (Kimberly C. McCright)
15. 28-Jan-2025 FILED: Reporter's Transcript - 08/23/2024 - Settlement Conference (Kimberly C. McCright)
16. 28-Jan-2025 FILED: Reporter's Transcript - 09/18/2024 - Trial Procedure Conference (Kimberly C. McCright)
17. 30-Jan-2025 FILED: Notice of Completion of Record
18. 5-Feb-2025 FILED: Motion to Withdraw and Substitute New Counsel; Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
19. 10-Feb-2025 ORDERED: Motion to Withdraw and Substitute New Counsel; (Appellant) = GRANTED and appointing attorney Randal McDonald as attorney for appellant in this appeal. FURTHER ORDERED: Motion to Extend Opening Brief Due Date = GRANTED. Due date EXTENDED from Monday, 03-17-2025 to Thursday, 05-01-2025. Denise Lee McGimsey ProTem Judge - Author
20. 10-Feb-2025 FILED: Notice of Appearance; Certificate of Service (Appellant)
21. 25-Apr-2025 FILED: Motion for Extension of Time to File Opening Brief Motion for Procedural Order; Certificate of Service (Appellant)
22. 28-Apr-2025 ORDERED: Motion for Extension of Time to File Opening Brief Motion for Procedural Order (Appellant) = GRANTED. Due date EXTENDED from Thursday, 05-01-2025 to Monday, 06-02-2025. Denise McGimsey ProTem Judge - Author
23. 2-Jun-2025 FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
24. 2-Jun-2025 FILED: Appendix to Appellant's Opening Brief (Appellant)
25. 9-Jun-2025 FILED: Notice of Appearance; Certificate of Service (Appellee)
26. 9-Jul-2025 FILED: Unopposed Motion for Procedural Order (Extension for Answering Brief); Certificate of Service (Appellee)
27. 9-Jul-2025 ORDERED: Unopposed Motion for Procedural Order (Extension for Answering Brief) (Appellee) = GRANTED. Due date EXTENDED from Monday, 07-14-2025 to Wednesday, 08-13-2025 Denise McGimsey ProTem Judge - Author
28. 12-Aug-2025 FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
29. 27-Aug-2025 FILED: Motion for Extension of Time to File Reply Brief Motion for Procedural Order; Certificate of Service (Appellant)
30. 27-Aug-2025 ORDERED: Motion for Extension of Time to File Reply Brief Motion for Procedural Order (Appellant) = GRANTED. Due date EXTENDED from Tuesday, 09-02-2025 to Thursday, 10-02-2025 Denise McGimsey ProTem Judge - Author
31. 11-Sep-2025 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
32. 19-Sep-2025 FILED: Supplemented Superior Court e-Record with Revised Index of Record
33. 25-Sep-2025 CLNDR: CONFERENCE, Department D, 11-19-25, COURTROOM 2.
34. 2-Oct-2025 FILED: Appellant's Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
35. 19-Nov-2025 ORDERED: Setting oral argument on 12/03/2025 at in Courtroom 2. Each side is allocated 20 minutes within which to present oral argument. Hon David B Gass - Author
36. 19-Nov-2025 FILED: Unopposed Motion to Reset Oral Argument; Certificate of Service (Appellant)
37. 20-Nov-2025 ORDERED: Unopposed Motion to Reset Oral Argument (Appellant) = GRANTED and resetting oral argument from 12/03/2025 at 10:15 a.m. to 12/17/2025 at 9:30 a.m., before Department D, in Courtroom 2, State Courts Building, 1501 W Washington St., Phoenix, AZ. Each side is allocated 20 minutes with in which to present oral argument. Hon David B Gass - Author
38. 3-Dec-2025 FILED: Return Receipt for Notice of Oral Argument, Signed by Celeste Kinney on 12/03/2025 (Appellee)
39. 17-Dec-2025 FILED: Sign-in Sheet/Case is Under Advisement as of 12/17/2025
40. 25-Mar-2026 OPINION (Vacated, Remanded) Hon David B Gass - Author; Hon Michael J Brown - Concur; Hon Andrew J Becke - Concur
41. 25-Mar-2026 FILED: Decision Distribution Notification
42. 20-Apr-2026 FILED: ASC Order filed 04/17/2026 re: granting an extension of time to file the petition for review to no later than 05/26/2026. No further extensions of time will be granted absent extraordinary circumstances. This matter is subject to dismissal if the petition for review is not filed by 05/26/2026.

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**Criminal**

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**43 PROCEEDING ENTRIES**

43. 27-May-2026 FILED: Email Notice from ASC re: Petition for Review filed 05/26/2026; request for partial record