

Court of Appeals, Division One

Criminal

1 CA-CR 24-0683

STATE v. WHITESIDE

Appellate Case Information

Case Filed: 26-Dec-2024

Case Closed:

Dept/Composition

Department D

Hon. Daniel J Kiley
Hon. D Steven Williams
Hon. Cynthia J Bailey

Consolidated with: 1 CA-CR 24-0684 1 CA-CR 24-0685 1 CA-CR 24-0688

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE

- State of Arizona, Appellant

Attorneys for: Appellee

Gracynthia Claw, Esq. (AZ Bar No. 30265)

Side 2. DINARR ANTWAIN WHITESIDE, Appellant

(Litigant Group) WHITESIDE

- Dinarr Antwain Whiteside

Attorneys for: Appellant

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

CASE STATUS

Mar 24, 2026....Decision Rendered

PREDECESSOR CASE(S)

Table with 6 columns: MAR, CR2023-001018-001, Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo

DESCENDENT CASE(S)

ASC CR-26-0111-PR

OPEN DUE DATE

Petition for Review to ASC Due

Due By:

Thursday, June 25, 2026

[2 extensions]

Re: MEMORANDUM DECISION (Affirmed) Hon D Steven Williams - Author; Hon Daniel J Kiley - Concur; Hon Cynthia J Bailey - Concur

CASE DECISION

24-Mar-2026 MEMORANDUM DECISION

D Williams.....Author
Daniel Kiley.....Concur
Cynthia Bailey.....Concur

Filed: 24-Mar-2026

Mandate:

Decision Disposition

Affirmed

DECISION APPLIES TO THE FOLLOWING OTHER CASE(S)

- 1 CA-CR 24-0684 STATE v. WHITESIDE
1 CA-CR 24-0685 STATE v. WHITESIDE
1 CA-CR 24-0688 STATE v. WHITESIDE

57 PROCEEDING ENTRIES

- 1. 26-Dec-2024 FILED: (Defendants) Notice of Appeal filed in the Superior Court of Maricopa County 12/19/24/State's Notice of Appeal filed in the Superior Court of Maricopa County 12/19/24 - Notification to Court Reporters dated 12/23/24
2. 26-Dec-2024 FILED: Appellate Clerk Notice (31.2(g))
3. 30-Dec-2024 ORDERED: Appointing the Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Court Reporters Nicole Tatlow, Colleen McCarty, and Treva Colwell transcripts due 02/13/2025. Benjamin A Armstrong ProTem Judge - Author
4. 10-Jan-2025 FILED: Reporter's Transcript - 09/19/2024 - Jury Trial Day 2 (Colleen McCarty)
5. 16-Jan-2025 FILED: Courtesy Copy - Designation of Record, filed in Maricopa County Superior Court (Appellant)

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6. 31-Jan-2025 FILED: Additional Record on Appeal
Physical Exhibits:
Hearing Date: 09/18/2024 List # 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 in manila envelope
Sealed Exhibit:
Confidential Criminal History Report in Sealed Manila Envelope
7. 3-Feb-2025 FILED: Reporter's Transcript - 09/18/2024 - Trial Day 1 (Treva B. Colwell)
8. 4-Feb-2025 ORDERED: Ken Crenshaw transcripts dated 08/23/2023; 09/15/2023; 11/30/2023; 06/04/2024; 06/12/2024; 07/03/2024; 07/25/2024; 08/27/2024; 08/28/2024; 09/10/2024; 09/17/2024; 09/23/2024; 10/15/2024 due by 03/21/2025. FURTHER ORDERED: Court Reporter April Escobedo transcripts dated 10/31/2024 due by 03/21/2025. FURTHER ORDERED: Court Reporter Vanessa Gartner transcripts dated 12/06/2024 due by 03/21/2025. Hon Randall M Howe - Author
9. 4-Feb-2025 FILED: e-Record on Appeal:
Instruments/Minute Entries: Combined
Disposition Report: 106
Digital Exhibits: None sent with e-Record
10. 12-Feb-2025 FILED: Reporter's Transcript - 12/18/2024 - Priors Trial and Sentencing (Nicole Tatlow)
11. 5-Mar-2025 FILED: Reporter's Transcript - 12/06/2024 - Sentencing Reset (Vanessa Gartner)
12. 10-Mar-2025 FILED: Reporter's Transcript - 09/15/2023 - Not Guilty Arraignments (Kanchan Mutreja)
13. 10-Mar-2025 FILED: Reporter's Transcript - 06/12/2024 - Trial Continuance Past Last Day (Kanchan Mutreja)
14. 10-Mar-2025 FILED: Reporter's Transcript - 07/03/2024 - Status Conference (Kanchan Mutreja)
15. 10-Mar-2025 FILED: Reporter's Transcript - 07/25/2024 - Status Conference (Kanchan Mutreja)
16. 10-Mar-2025 FILED: Reporter's Transcript - 09/10/2024 - Final Trial Management Conference (Kanchan Mutreja)
17. 10-Mar-2025 FILED: Reporter's Transcript - 10/15/2024 - Minute Entry (Kanchan Mutreja)
18. 10-Mar-2025 FILED: Reporter's Transcript - 08/27/2024 - Continuance (Kanchan Mutreja)
19. 10-Mar-2025 FILED: Reporter's Transcript -08/23/2023 - Minute Entry (Kanchan Mutreja)
20. 10-Mar-2025 FILED: Reporter's Transcript - 08/28/2024 - Sentencing Order (Kanchan Mutreja)
21. 10-Mar-2025 FILED: Reporter's Transcript - 11/30/2023 - Comprehensive Pretrial Conference / Trial Orders (Kanchan Mutreja)
22. 10-Mar-2025 FILED: Reporter's Transcript - 06/04/2024 - Status Conference (Kanchan Mutreja)
23. 12-Mar-2025 FILED: Reporter's Transcript - 09/23/2024 - Status Conference (Kanchan Mutreja)
24. 12-Mar-2025 FILED: Reporter's Transcript - 09/17/2024 - Status Conference (Kanchan Mutreja)
25. 21-Mar-2025 FILED: Reporter's Transcript - 10/31/2024 - Status Conference (April Escobedo)
26. 24-Mar-2025 FILED: Notice of Completion of Record
27. 26-Mar-2025 FILED: Motion to Withdraw and Substitute New Counsel; Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant/Appellee)
28. 31-Mar-2025 ORDERED: Motion to Withdraw and Substitute New Counsel; Motion to Extend Opening Brief Due Date (Appellant/Appellee) = GRANTED. FURTHER ORDERED: Appointing attorney Randal McDonald as attorney for appellant/appellee Dinarr Antwain Whiteside 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: The opening brief for appellant Dinarr Antwain Whiteside is due by 05/15/2025. Denise McGimsey ProTem Judge - Author
29. 29-Apr-2025 FILED: Motion to Consolidate and Motion Set Due Date for Consolidated Opening Briefs; Certificate of Service (Appellee/Appellant)
30. 8-May-2025 ORDERED: Motion to Consolidate (Appellee/Appellant) = GRANTED and consolidating cases 1 CA-CR 24-0683, 1 CA-CR 24-0684, 1 CA-CR 24-0685, and 1 CA-CR 24-0688. Case no. 1 CA-CR 24-0683 is designated the primary number, and all future documents filed in this appeal must use the caption shown on this order. FURTHER ORDERED: Motion Set Due Date for Consolidated Opening Briefs = GRANTED. The opening briefs in this consolidated appeal are due by 07/03/2025. Denise McGimsey ProTem Judge - Author
31. 24-Jun-2025 FILED: Unopposed Motion to Extend Deadline for Opening Briefs; Certificate of Service (Appellee)
32. 25-Jun-2025 ORDERED: Unopposed Motion to Extend Deadline for Opening Briefs (Appellee) = GRANTED. Due date EXTENDED from Thursday, 07-03-2025 to Monday, 08-04-2025 Denise McGimsey ProTem Judge - Author
33. 21-Jul-2025 FILED: Unopposed Motion for Procedural Order for an Amended Briefing Schedule (and request cross-appeal designation); Certificate of Service (Appellee)

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34.	21-Jul-2025	FILED: Notice of Substitution of Counsel; Certificate of Service (Appellee)
35.	22-Jul-2025	ORDERED: Unopposed Motion for Procedural Order for an Amended Briefing Schedule (and request cross-appeal designation) (Appellee) = GRANTED and amending the caption to reflect a cross-appeal and the parties' respective designations in that cross-appeal. All future documents filed in this appeal must use the caption shown on this order. FURTHER ORDERED: The due date for appellant's opening brief is 09/03/2025. FURTHER ORDERED: The 08/04/2025, due date for the State's opening brief is vacated. The State's combined opening brief on appeal and answering brief on cross-appeal, along with the other briefs in this matter, shall be due in accordance with Arizona Rule of Criminal Procedure 31.13(a) (4) and (5). Denise McGimsey ProTem Judge - Author
36.	3-Sep-2025	FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
37.	3-Sep-2025	FILED: Appendix to Appellant's Opening Brief (Appellant)
38.	15-Sep-2025	FILED: Notice of Appearance; Certificate of Service (Appellee)
39.	7-Oct-2025	FILED: Unopposed Motion for Procedural Order (Extension for Answering Brief); Certificate of Service (Appellee)
40.	7-Oct-2025	ORDERED: Unopposed Motion for Procedural Order (Extension for Answering Brief) (Appellee) = GRANTED. Due date EXTENDED from Tuesday, 10-14-2025 to Thursday, 11-13-2025, Denise McGimsey ProTem Judge - Author
41.	4-Nov-2025	FILED: Unopposed Motion for Procedural Order (Extension for Answering Brief); Certificate of Service (Appellee/Cross-Appellant)
42.	4-Nov-2025	ORDERED: Unopposed Motion for Procedural Order (Extension for Answering Brief) (Appellee/Cross Appellant) = GRANTED. Due date EXTENDED from Thursday, 11-13-2025 to Monday, 12-15-2025. Denise McGimsey ProTem Judge - Author
43.	2-Dec-2025	FILED: Notice of Appearance; Certificate of Service (Appellee)
44.	2-Dec-2025	FILED: Notice of Appearance; Certificate of Service (Appellee)
45.	2-Dec-2025	FILED: Notice of Appearance; Certificate of Service (Appellee)
46.	15-Dec-2025	FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
47.	16-Dec-2025	ORDERED: Dismissing the cross-appeal. FURTHER ORDERED: Amending the caption in this appeal by removing the designations of "cross-appellant" and "cross-appellee." The caption shown on this order shall be used in all future documents filed in this appeal. Denise McGimsey ProTem Judge - Author
48.	2-Jan-2026	FILED: Unopposed Motion for Extension of Time to File Reply Brief Motion for Procedural Order; Certificate of Service (Appellant)
49.	2-Jan-2026	ORDERED: Unopposed Motion for Extension of Time to File Reply Brief Motion for Procedural Order (Appellant) = GRANTED. Due date EXTENDED from Monday, 01-05-2026 to Wednesday, 02-04-2026 Denise McGimsey ProTem Judge - Author
50.	26-Jan-2026	CLNDR: CONFERENCE, Department D, 3-18-26, COURTROOM 2.
51.	2-Feb-2026	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
52.	4-Feb-2026	FILED: Appellant's Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
53.	12-Feb-2026	FILED: Supplemented Superior Court e-Record with Revised Index of Record
54.	24-Mar-2026	MEMORANDUM DECISION (Affirmed) Hon D Steven Williams - Author; Hon Daniel J Kiley - Concur; Hon Cynthia J Bailey - Concur
55.	24-Mar-2026	FILED: Decision Distribution Notification
56.	22-Apr-2026	FILED: ASC order, 4/22/26, extending the time to file a Petition for Review to 5/26/26
57.	22-May-2026	FILED: ASC Order filed 05/22/2026 re: extending time for filing Petition for Review to 06/25/2026