Court of Appeals, Division One

Criminal

1 CA-CR 25-0350 — STATE v. DAYBELL

Appellate Case Information

Case Filed: 18-Aug-2025

Case Closed:

Dept/Composition

Consolidated with: 1 CA-CR 25-0351

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- **State of Arizona**

Attorneys for: Appellee

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

Side 2. LORI N DAYBELL, Appellant

(Litigant Group) LORI N DAYBELL

- **Lori N Daybell**

Attorneys for: Appellant

John Champagne, Esq. (AZ Bar No. 29720)

Cynthia D Beck, Esq. (AZ Bar No. 22345)

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Tyler Hodgin, Esq. (AZ Bar No. 39295)

CASE STATUS

Feb 6, 2026.....Record Complete-Notice Completion Sent

PREDECESSOR CASE(S)		Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR	CR2021-001704-001	Conspiracy to Commit Murder 1st Degree, Class 1	Life (possibility of release after 25 years), ADCRR	Justin Beresky, Sentencing	JURY	

OPEN DUE DATE

Opening Brief Due — **Due By:** Monday, August 31, 2026 [1 extension]

Re: FILED: Notice of Completion of Record

70 PROCEEDING ENTRIES

1.	18-Aug-2025	FILED: Notice of Appeal from Maricopa County Superior Court filed 08/11/25. Notification to Court Reporters dated 08/15/25.
2.	18-Aug-2025	FILED: Appellate Clerk Notice (31.2(g))
3.	2-Sep-2025	FILED: Reporter's Transcript - 04/07/2025 - Jury Trial - Day 3 (Colleen McCarty)
4.	17-Sep-2025	FILED: Request for Extension of Time to File Transcript (Catherine Turner)
5.	17-Sep-2025	FILED: Request for Extension of Time to File Transcript (Carol Dillon)
6.	17-Sep-2025	ORDERED: Request for Extension of Time to File Transcript (Carol Dillon) = GRANTED. Due date EXTENDED from Thursday, 09-25-2025 to Friday, 11-28-2025 (Transcript for 04/08/2025 by Reporter Carol Dillon) or OSC set on 12/03/2025 Hon David D Weinzweig - Author
7.	17-Sep-2025	ORDERED: Request for Extension of Time to File Transcript (Catherine Turner) = GRANTED. Due date EXTENDED from Thursday, 09-25-2025 to Monday, 10-27-2025 (Transcript for 04/10/2025 by Reporter Catherine Turner) or OSC set on 11/05/2025 Hon David D Weinzweig - Author
8.	22-Sep-2025	FILED: Reporter's Transcript - 04/16/2025 - Trial (Continuing) (Luz Franco)
9.	22-Sep-2025	FILED: Reporter's Transcript - 04/22/2025 - Jury Trial Day 12/Verdict (Nicola Bauman)
10.	22-Sep-2025	FILED: Reporter's Transcript - 03/31/2025 - Jury Trial (Debra K. Upham)

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70 PROCEEDING ENTRIES

11.	24-Sep-2025	FILED: Additional Record on Appeal Physical Exhibits: Hearing Date: 03/31/2025 List # 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 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 54 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 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 197 209 210 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 269 280 286 287 288 289 in a box Sealed Exhibit: Confidential Criminal History Report in Sealed Manila Envelope FILED 05/14/2025 - Non-Standard - Cd & Flash Drive Attached to Defendant's Motion and the State's Response
12.	24-Sep-2025	FILED: Request for Extension of Time to File Transcript (Kristyn Lobry)
13.	24-Sep-2025	FILED: Reporter's Transcript - 04/09/2025 - Trial Day 5 (Scott Kindle)
14.	24-Sep-2025	ORDERED: Request for Extension of Time to File Transcript (Kristyn Lobry) = GRANTED. Due date EXTENDED from Thursday, 09-25-2025 to Monday, 10-27-2025 (Transcript for 04/14/2025 by Reporter Kristyn Lobry) or OSC set on 11/05/2025 Hon David D Weinzweig - Author
15.	24-Sep-2025	FILED: e-Record on Appeal: Instruments/Minute Entries: Combined Disposition Report: None Digital Exhibits: None sent with e-Record
16.	24-Sep-2025	FILED: Request for Extension of Time to File Transcript (Diane Donoho)
17.	25-Sep-2025	FILED: Reporter's Transcript - 04/17/2025 - Trial Day 10 (Diane Donoho)
18.	25-Sep-2025	ORDERED: Request for Extension of Time to File Transcript (Diane Donoho) = GRANTED. Due date EXTENDED from Thursday, 09-25-2025 to Monday, 10-27-2025 (Transcript for 04/21/2025 by Reporter Diane Donoho) or OSC set on 11/05/2025. Hon David D Weinzweig - Author
19.	25-Sep-2025	FURTHER ORDERED: Court Reporter Lori Reinhardt transcript(s) dated 11/06/2024, 11/20/2024 and 12/06/2024 due by 11/10/2025. FURTHER ORDERED: Court Reporter Monica Hill-Morrisette transcript(s) dated 09/06/2024 due by 11/10/2025. FURTHER ORDERED: Court Reporter Carol DIllon transcript(s) dated 03/11/2025 due by 11/10/2025. FURTHER ORDERED: Reaffirming this previously set due date of 11/28/2025 for transcripts dated 04/08/2025 for Court Reporter Carol Dillon. FURTHER ORDERED: Court Reporter Julie Becker transcript(s) dated 03/18/2025 due by 11/10/2025. FURTHER ORDERED: Paula Collins transcript(s) dated 04/24/2024, 06/05/2024, and 01/10/2025 due by 11/10/2025. Hon David D Weinzweig - Author
20.	25-Sep-2025	FILED: Request for Extension of Time to File Transcript (Monica S Hill- Morrisette)
21.	26-Sep-2025	ORDERED: Request for Extension of Time to File Transcript (Monica S Hill- Morrisette) = GRANTED. Due date EXTENDED from Thursday, 09/25/2025 to Monday, 10/27/2025 for transcript dated 04/15/2025 or OSC set on 11/05/2025. Hon David D Weinzweig - Author
22.	26-Sep-2025	FILED: Request for Extension of Time to File Transcript (Lori Thielmann)
23.	26-Sep-2025	ORDERED: Request for Extension of Time to File Transcript (Lori Thielmann) = GRANTED. Due date EXTENDED from Thursday, 09/25/2025 to Monday, 10/27/2025 for transcript dated 04/01/2025 or OSC set on 11/05/2025. Hon David D Weinzweig - Author
24.	26-Sep-2025	FILED: Reporter's Transcript - 07/25/2025 - Sentencing (Monica S. Hill- Morrisette)
25.	29-Sep-2025	FILED: Reporter's Transcript - 04/01/2025 - Trial Day 2 - Unsealed Portion (Lori Thielmann)
26.	29-Sep-2025	FILED: Noticed of Sealed Proceedings; Maricopa County Superior Court ME filed 04/03/2025 re: Trial Day 2/Sealing the portion of the court proceeding held on 04/01/2025
27.	29-Sep-2025	ORDERED: Unsealing the court reporter notes of the proceeding described above to permit preparation of the transcript for use by the parties for this appeal only. FURTHER ORDERED: Court Reporter Lori Thielmann transcript dated 04/01/2025 (10:32am - 4:12pm) due by 10/30/2025. Denise McGimsey ProTem Judge - Author
28.	9-Oct-2025	FILED: Reporter's Transcript - 04/15/2025 - Jury Trial - Day 8 (Monica S. Hill-Morrisette)
29.	9-Oct-2025	FILED: Sealed Reporter's Transcript - 04/01/2025 - Trial Day 2 (Lori Thielmann)
30.	14-Oct-2025	FILED: Reporter's Transcript - 04/10/2025 - Jury Trial (Catherine Turner)
31.	21-Oct-2025	FILED: Reporter's Transcript - 06/05/2024 - Complex Case Management Conference (Jose Begaso)
32.	21-Oct-2025	FILED: Reporter's Transcript - 01/10/2025 - Status Conference (Jose Begaso)
33.	22-Oct-2025	FILED: Reporter's Transcript - 06/05/2024 - Complex Case Management Conference (Duplicate)(Jose Begaso)

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34.	22-Oct-2025	FILED: Reporter's Transcript - 01/10/2025 - Status Conference (Duplicate) (Jose Begaso)
35.	22-Oct-2025	FILED: Reporter's Transcript - 04/24/2024 - Complex Case Management Conference (Jose Begaso)
36.	27-Oct-2025	FILED: Reporter's Transcript - 04/14/2024 [sic] - Trial Day 7 (Kristyn Lobry)
37.	27-Oct-2025	FILED: Amended Reporter's Transcript - 04/14/2025 - Trial Day 7 (Kristyn Lobry)
38.	28-Oct-2025	FILED: Reporter's Transcript - 04/21/2025 - Trial Day 11 (Diane Donoho)
39.	3-Nov-2025	FILED: Reporter's Transcript -11/06/2024 (Lori Reinhardt)
40.	3-Nov-2025	FILED: Reporter's Transcript -11/20/2024 (Lori Reinhardt)
41.	3-Nov-2025	FILED: Reporter's Transcript -12/06/2024 (Lori Reinhardt)
42.	6-Nov-2025	FILED: Reporter's Transcript - 09/06/2024 - Complex Case Management Conference (Monica S Hill- Morrisette)
43.	12-Nov-2025	FILED: Reporter's Transcript - 03/18/2025 - Final Pretrial Conference (Julie Becker)
44.	17-Nov-2025	FILED: Request for Extension of Time to File Transcript (Carol Dillon)
45.	17-Nov-2025	ORDERED: Request for Extension of Time to File Transcript (Carol Dillon) = GRANTED. Due date EXTENDED from Monday, 11-10-2025 to Wednesday, 12-10-2025 (Transcript for 03/11/2025 by Reporter Carol Dillon) or OSC set on 12/17/2025. Hon David D Weinzweig - Author
46.	2-Dec-2025	ORDERED: Vacating the order to show cause hearing dated 12/03/2025. FURTHER ORDERED: Resetting the due date for transcript(s): 04/08/2025 to 01/07/2026. FURTHER ORDERED: OSC set on 01/21/2026. Hon David D Weinzweig - Author
47.	9-Dec-2025	FILED: Request for Extension of Time to File Transcript (Carol Dillon)
48.	15-Dec-2025	ORDERED: Request for Extension of Time to File Transcript (Carol Dillon) = GRANTED. Due date EXTENDED from Wednesday, 01/07/2026 to Friday, 02/06/2026 for transcript dated 04/08/2025 or OSC set on 02/18/2026. FURTHER ORDERED: Due date EXTENDED from Wednesday, 12/10/2025 to Friday, 01/09/2026 for transcript dated 03/11/2025 or OSC set on 01/21/2026. FURTHER ORDERED: Vacating the order to show cause hearing that is currently set for 01/21/2026. Hon David D Weinzweig - Author
49.	16-Dec-2025	FILED: Reporter's Transcript - 03/11/2025 - Status Conference (Carol Dillon)
50.	6-Feb-2026	FILED: Reporter's Transcript - 04/08/2025 - Jury Trial Day 4 (Carol Dillon)
51.	6-Feb-2026	FILED: Notice of Completion of Record
52.	6-Feb-2026	FILED: Notice of Appearance; Certificate of Service (Appellee)
53.	23-Feb-2026	FILED: Motion to Consolidate Appeals and Designate Complex; Certificate of Service (Appellant)
54.	23-Feb-2026	FILED: Motion to Supplement Record; Certificate of Service (Appellant)
55.	23-Feb-2026	FILED: Motion to Unseal Sealed Items in the Index of Record; Certificate of Service (Appellant)
56.	2-Mar-2026	ORDERED: Motion to Consolidate Appeals and Designate Complex (Appellant) = GRANTED the motion and consolidating Case Nos. CA-CR 25-0350 and 1 CA-CR 25-0351. Case No. 1 CA-CR 25-0350 is designated the primary number, and all future documents filed in this appeal must use the caption shown on this order. FURTHER ORDERED: Designating the consolidated appeal as complex. FURTHER ORDERED: Directing the parties to meet and confer and to file a proposed briefing schedule by 03/16/2026. FURTHER ORDERED: Vacating the existing due dates for the opening brief. Hon Randall M Howe - Author
57.	3-Mar-2026	ORDERED: Motion to Supplement Record (Appellant) = GRANTED and supplementing the record with transcripts for the following proceedings in Case No. 1 CA-CR 25-0350: The Hearing Regarding Final Release Order and Order Regarding Counsel held on 11/30/2023; 2. The Complex Case Management Conference (Continuance Past Last Day) held on 07/02/2024; 3. The Status Conference held on 07/02/2024; 4. The Criminal Competency Hearing Continuance held on 11/14/2024, and 5. The Hearing Regarding Defendant's Competence held on 12/05/2024. FURTHER ORDERED: Directing court reporter Scott Kindle to prepare, and Paula Collins to file by 04/02/2026. FURTHER ORDERED: Supplementing the record with the sealed portion of the Status Conference held on 11/20/2024, in Case No. 1 CA-CR 25-0350. FURTHER ORDERED: Unsealing the court reporter notes of the November 20, 2024, Status Conference to permit preparation of the transcript for use by the parties for this appeal only. The parties and counsel shall not further disclose or disseminate any information from this transcript. FURTHER ORDERED: Directing court reporter Lori Reinhardt to prepare an original and two copies of the sealed portion of the 11/20/2024 and filed by 04/02/2026, marked for filing in this appeal. Mukai S Amoo - Author
58.	4-Mar-2026	ORDERED: Motion to Unseal Sealed Items in the Index of Record (Appellant) = GRANTED. Upon presentation of this order, unsealing the [See Order], for parties/agents for this appeal only. Mukai S Amoo - Author
59.	16-Mar-2026	FILED: Proposed Briefing Schedule; Certificate of Service (Appellant)

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1 CA-CR 25-0350 STATE v. DAYBELL

70 PROCEEDING ENTRIES

60.	17-Mar-2026	ORDERED: Proposed Briefing Schedule (Appellant)= GRANTED and setting the following due dates: (1) Appellant's opening brief is due by 06/16/2026; (2) Appellee's answering brief is due 75 days after the opening brief is filed; and (3) Appellant's reply brief, if any, is due 40 days after the answering brief is filed. FURTHER ORDERED: Based on Division One Administrative Order 2020-03, absent a showing of actual and substantial good cause based upon new and unforeseeable circumstances, the court will not grant extensions to the briefing schedule. Hon Randall M Howe - Author
61.	18-Mar-2026	FILED: Reporter's Transcript - 11/20/2024 (Lori Reinhardt) [Striken per order filed on 04/02/2026]
62.	24-Mar-2026	FILED: Reporter's Transcript - 12/05/2024 - Hearing (Scott Kindle)
63.	24-Mar-2026	FILED: Reporter's Transcript - 07/02/2024 - Final Trial Management Conference (Christian Amis)
64.	24-Mar-2026	FILED: Reporter's Transcript -11/14/2024 - Criminal Competency Hearing Continuance (Treva Watters)
65.	2-Apr-2026	FILED: Reporters Transcript- 11/20/2024 (Lori Reinhardt)(FILED UNDER SEAL)
66.	2-Apr-2026	FILED: Reporter's Transcript - 11/30/2023 - Final Release Order and Order Regarding Counsel (Elana Friedman)
67.	2-Apr-2026	ORDERED: Striking the transcript of the proceeding held on 11/20/2024, filed electronically on 03/18/2026. FURTHER ORDERED: That upon presentation of this order by either party or counsel of record, the clerk of this court will unseal the transcript of the proceeding held on 11/20/2024, filed under seal on 04/02/2026, to permit inspection and/or copying of the transcript for use in this appeal only. The parties and counsel shall not further disclose or disseminate any information from the transcript. FURTHER ORDERED: That after the parties or counsel complete the inspection and/or copying of the transcript, the clerk of this court must reseal the document. Denise McGimsey ProTem Judge - Author
68.	28-May-2026	FILED: Notice of Appearance; Certificate of Service (Appellant)
69.	28-May-2026	FILED: Motion for Procedural Order Re: Extension of Time to File Opening Brief; Certificate of Service (Appellant)
70.	29-May-2026	ORDERED: Motion for Procedural Order Re: Extension of Time to File Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Tuesday, 06-16-2026 to Monday, 08-31-2026. FURTHER ordered that the answering brief is due 75 days after the opening brief is filed and any reply is due 40 days after the answering brief is filed.. Denise McGimsey ProTem Judge - Author

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