

Court of Appeals, Division One

Special Action

1 CA-SA 24-0116

MONGE v. HON KEMP/STATE

Appellate Case Information

Case Filed: 5-Jun-2024
Case Closed: 19-Aug-2024

Jurisdiction Declined

Dept/Composition

Department F

Hon. Daniel J Kiley
Hon. Kent E Cattani
Hon. D Steven Williams

Side 1. YANDEL MONGE, Petitioner

(Litigant Group) MONGE

- Yandel Monge

Attorney for: Petitioner

Jason T Gronski, Esq. (AZ Bar No. 26006)
David W Dow, Esq. (AZ Bar No. 7377)

Side 2. THE HONORABLE MICHAEL KEMP, Judge of the SUPERIOR COURT OF THE STATE OF ARIZONA, in and for the County of MARICOPA,

Respondent Judge,

STATE OF ARIZONA ex rel. RACHEL MITCHELL, Maricopa County Attorney,

Real Party in Interest., Respondent

(Litigant Group) HON KEMP

- Hon. Michael W Kemp, Respondent Judge

(Litigant Group) STATE

- State of Arizona, Real Party in Interest
Rachel H Mitchell, Real Party in Interest
AZ Bar No. 14560
[Current Member]
Admitted 10/24/92

Attorney for: Real Party in Interest

Quinton S Gregory, Esq. (AZ Bar No. 35125)

CASE STATUS

Aug 19, 2024...Case Closed

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CR2023-127034-001, Michael W Kemp, Authoring Judge of Order

CASE DECISION

12-Jul-2024 ORDER

ORDERED: Petition for Special Action (Petitioner) = JURISDICTION DECLINED. FURTHER ORDERED: Vacating this Court's order granting a limited stay of the superior court proceedings.

Filed: 12-Jul-2024 Mandate:

Table with 1 column: Decision Disposition. Row 1: Jurisdiction Declined

Daniel Kiley.....Author

17 PROCEEDING ENTRIES

- 1. 5-Jun-2024 FILED: Petition for Special Action; Certificate of Compliance; Contact Information Sheet (Petitioner)
2. 5-Jun-2024 FILED: Appendix to Petition for Special Action (Petitioner)
3. 5-Jun-2024 FILED: Application for Interlocutory Stay of Proceedings; Certificate of Compliance (Petitioner)
4. 5-Jun-2024 FILED: Pretrial Services Court Report (Petitioner)
5. 6-Jun-2024 FILED: Courtesy Copy of Order re: Indigence (Petitioner)
6. 7-Jun-2024 FILED: Special Action Clerk Notice (Assigned to Dept F, Judges Kiley, Cattani, Williams)
7. 7-Jun-2024 FILED: Special Action Stay Hearing Scheduling Requirements

**Court of Appeals, Division One**

**Special Action**

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**MONGE v. HON KEMP/STATE**

**17 PROCEEDING ENTRIES**

8. 7-Jun-2024 FILED: Notice of Appearance; Certificate of Service (Real Party in Interest)
9. 10-Jun-2024 FILED: Notice of Stay Hearing 06/10/2024
10. 12-Jun-2024 ORDERED: Application for Interlocutory Stay of Proceedings (Petitioner) = GRANTED until further order of the court. All proceedings in this matter are hereby stayed, with the exception of review hearings to address whether the Petitioner should remain housed in an adult jail facility. Judge D. Steven Williams would have denied the stay request in its entirety. Hon Daniel J Kiley - Author
11. 14-Jun-2024 FILED: State's Response to Petition for Special Action; Certificate of Compliance: State's Response to Petition for Special Action; Certificate of Service (Real Party in Interest)
12. 14-Jun-2024 FILED: Motion to Accept Non-Electronic Appendix; Certificate of Service (Real Party in Interest)
13. 21-Jun-2024 FILED: Reply To Response To Petition For Special Action; Certificate of Compliance; Certificate of Service (Petitioner)
14. 25-Jun-2024 ORDERED: Motion to Accept Non-Electronic Appendix (Real Party in Interest) = GRANTED. Hon Daniel J Kiley - Author
15. 26-Jun-2024 FILED: Disc (Exhibit to Response SA) (Real Party in Interest)
16. 12-Jul-2024 ORDERED: Petition for Special Action (Petitioner) = JURISDICTION DECLINED. FURTHER ORDERED: Vacating this Court's order granting a limited stay of the superior court proceedings. Hon Daniel J Kiley - Author
17. 19-Aug-2024 FILED: Letter, 8/19/24, Certified Copy of Order declining jurisdiction. No physical record to be returned to clerk, Maricopa County Superior Court.