

Court of Appeals, Division One

Special Action

1 CA-SA 24-0272

STATE v. HON KREAMER/GREENE

Appellate Case Information

Case Filed: 20-Dec-2024

Case Closed:

Dept/Composition

Department B

Hon. D Steven Williams
Hon. Daniel J Kiley
Hon. Andrew M Jacobs

Side 1. STATE OF ARIZONA, Petitioner

(Litigant Group) STATE

- State of Arizona

Attorney for: Petitioner

Johnny Jacquez, Esq. (AZ Bar No. 37963)

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

Respondent Judge,

DERICK ANTHONY GREENE,

Real Party in Interest., Respondent

(Litigant Group) HON KREAMER

- Hon. Joseph C Kreamer, Respondent Judge

(Litigant Group) GREENE

- Derick Anthony Greene

Attorney for: Respondent

Kyle Green, Esq. (AZ Bar No. 26253)

CASE STATUS

Sep 25, 2025...Under Advisement

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CR2023-112718-001, Joseph C Kreamer, Authoring Judge of Order.

Table with 2 columns: DESCENDENT CASE(S), Cause/Charge/Class. Row 1: ASC, CR-25-0190-PR.

CASE DECISION

20-May-2025 ORDER

Vacated

ORDERED: State's Petition for Special Action (Petitioner) = JURISDICTION DECLINED. Judge Daniel J. Kiley would accept special action jurisdiction and grant the requested relief.

[Vacated by ASC Mandate filed 9/25/2025]

D Williams.....Author

Filed: 20-May-2025 Mandate:

Decision Disposition
Jurisdiction Declined

22 PROCEEDING ENTRIES

- 1. 20-Dec-2024 FILED: State's Petition for Special Action; Certificate of Compliance; Party Contact Sheet: Petition for Special Action; Appendix A-I in Support of State's Petition for Special Action (Petitioner)
2. 20-Dec-2024 FILED: Special Action Clerk Notice (Assigned to Dept B, Judges Brown, Williams, Kiley)
3. 20-Dec-2024 FILED: Special Action Stay Hearing Scheduling Requirements
4. 24-Dec-2024 FILED: Memorandum: Judge Jacobs for Judge Brown (Chief Judge Gass)
5. 27-Dec-2024 FILED: Expedited Unopposed Motion to Extend Counsel's Response and Request for Counsel to be Appointed; Untitled (Certificate of Service) (Real Party in Interest)
6. 2-Jan-2025 RECEIPT No.: 2025-00003 ; \$140.00, Authorization: #02008518327, Applied to: GREENE - Class B Filing Fee (\$140.00) Paid for: Brad Black - By nCourt LLC

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22 PROCEEDING ENTRIES

7. 7-Jan-2025 ORDERED: Designating Derick Anthony Greene as the Respondent in this special action. FURTHER ORDERED: Amending the caption as reflected on this order, and directing that the above caption be used on all future documents filed in this special action. FURTHER ORDERED: Expedited Unopposed Motion to Extend Counsel's Response and Request for Counsel to Be Appointed (Real Party in Interest) = Counsel for Respondent shall file, no later than 01/17/2025, either (1) a supplement to his motion more fully explaining and supporting the basis for the request that alternate counsel be appointed to represent Respondent in this special action, or (2) a response to the petition for special action. Hon D Steven Williams - Author
8. 14-Jan-2025 FILED: Supplement to Respondent's Expedited Unopposed Motion to Extend Counsel's Response and Request for Counsel to be Appointed; Untitled (Certificate of Service) (Respondent)
9. 21-Jan-2025 ORDERED: Staying the special action and remanding the matter to the Superior Court to allow the Hon. Joseph Kreamer to promptly appoint counsel to represent Respondent in this special action. The parties and the Clerk of the Superior Court are directed to inform this Court once new counsel has been appointed. If counsel is not appointed within 10 days of this order, counsel for Petitioner is directed to provide a status update to this Court. Once counsel for Respondent is appointed, a deadline for Respondent to file a written response to the Petition for Special Action will be set by the Court. Hon D Steven Williams - Author
10. 29-Jan-2025 FILED: Copy of Maricopa County Superior Court ME filed 01/21/2025 re: Superior Court will not appoint counsel
11. 29-Jan-2025 FILED: Notice (of minute entry filed 01/27/2025); Certificate of Service (Petitioner)
12. 29-Jan-2025 FILED: Supplemental Notice (of pending Motion for Reconsideration in Superior Court); Certificate of Service (Petitioner)
13. 20-Feb-2025 FILED: Notice of Appearance; Certificate of Service (Real Party in Interest)
14. 25-Feb-2025 ORDERED: Lifting the stay of this appeal. FURTHER ORDERED: Respondent through counsel shall file a response to the petition for special action by 03/12/2025. FURTHER ORDERED: If Petitioner desires to file a reply brief, they must do so within five days of the response. Hon D Steven Williams - Author
15. 7-Mar-2025 FILED: Response to State's Petition for Special Action; Certificate of Compliance; Certificate of Service (Respondent)
16. 12-Mar-2025 FILED: State's Reply in Support of the Petition for Special Action; Certificate of Service; Certificate of Compliance (Petitioner)
17. 20-May-2025 ORDERED: State's Petition for Special Action (Petitioner) = JURISDICTION DECLINED. Judge Daniel J. Kiley would accept special action jurisdiction and grant the requested relief. Hon D Steven Williams - Author
[Vacated by ASC Mandate filed 9/25/2025]
18. 23-Jun-2025 FILED: Email Notice from ASC re: Petition for Review filed 06/19/2025; request for partial record
19. 23-Jun-2025 FILED: Letter forwarding partial record to Arizona Supreme Court
20. 26-Jun-2025 FILED: ASC Order Filed 06/26/2025 re: Granting the motion to supplement the appendix. Appendix E will be included with Petitioner's appendix in this matter.
21. 9-Sep-2025 FILED: Letter from ASC, 09/09/2025, re: Petition for Review GRANTED on 09/09/2025. FURTHER ORDERED: Vacating the court of appeals' order declining special action jurisdiction and remanding to the court of appeals to decide the case on the merits.
22. 25-Sep-2025 FILED: Arizona Supreme Court Mandate remanding matter to the Court of Appeals and vacating Court of Appeals order declining jurisdiction