

Court of Appeals, Division One
Criminal

1 CA-CR 15-0488

STATE v. COLLINS

<p>Appellate Case Information</p> <p>Case Filed: 29-Jul-2015</p> <p>Case Closed:</p>	<p>Dept/Composition</p> <p>Department D</p> <p>Hon. Andrew W Gould Hon. Peter B Swann Hon. Patricia A Orozco</p>
---	--

Side 1. STATE OF ARIZONA, Appellee
(Litigant Group) STATE OF ARIZONA

• State of Arizona **Attorneys for: Appellee**
Eric Knobloch, Esq. (AZ Bar No. 30269)

Side 2. PERCY LEE COLLINS, JR., Appellant
(Litigant Group) PERCY LEE COLLINS, JR.

• Percy Lee Collins, Jr. **Attorneys for: Appellant**
Christopher V Johns, Esq. (AZ Bar No. 10021)

CASE STATUS

Dec 20, 2016....Decision Rendered

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CR2014-128021-001	Organized Retail Theft, Class 4 Theft, Class 1 Misdemeanor	10 Years	Pamela Hearn Svoboda, Sentencing	JURY	

2 OPEN DUE DATES

Motion for Reconsideration due **Due By:** Monday, January 9, 2017
Re: MEMORANDUM DECISION (Affirmed) Hon Patricia A Orozco - Author; Hon Andrew W Gould - Concur; Hon Peter B Swann - Concur

Petition for Review to ASC due **Due By:** Tuesday, January 24, 2017
Re: MEMORANDUM DECISION (Affirmed) Hon Patricia A Orozco - Author; Hon Andrew W Gould - Concur; Hon Peter B Swann - Concur

CASE DECISION

<p>20-Dec-2016 MEMORANDUM DECISION</p> <p>Patricia Orozco.....Author</p> <p>Andrew Gould.....Concur</p> <p>Peter Swann.....Concur</p>	<p>Filed: 20-Dec-2016 Mandate:</p> <hr/> <p align="center">Decision Disposition</p> <hr/> <p align="center">Affirmed</p>
--	---

44 PROCEEDING ENTRIES

1. 29-Jul-2015 FILED: Notice of Appeal from Maricopa County Superior Court filed 07/23/15. Notification to court reporters dated 7/23/15.
2. 3-Aug-2015 ORDERED: Appointing Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Transcripts due 09/16/2015. Anthony Mackey ProTem Judge - Author
3. 4-Sep-2015 FILED: e-Record on Appeal: Instruments/Minute Entries: Combined Disposition Report: None Exhibits: None
4. 4-Sep-2015 FILED: Additional Record on Appeal Exhibits: Hearing Date 12/04/2014 - List # 1 7 11 12 14 15 16 17 18 19 20 21 22 23 in a manila envelope
5. 15-Sep-2015 FILED: Reporter's Transcript - 03/18/15 - Sentencing (Jennifer Pancratz)
6. 16-Sep-2015 FILED: Courtesy Copy of Designation of Record for Appeal Filed in Superior Court (Appellant)

Court of Appeals, Division One
Criminal

1 CA-CR 15-0488

STATE v. COLLINS

44 PROCEEDING ENTRIES

7. 16-Sep-2015 ORDERED: Ken Crenshaw transcripts dated 07/22/14, 10/09/14 due 10/16/15. Hon Samuel A Thumma - Author
8. 16-Sep-2015 ORDERED: Court Reporter Yvonne De La Torre transcripts dated 12/04/14, 12/08/14, 12/09/14, 12/10/14 due 10/16/15. Hon Samuel A Thumma - Author
9. 18-Sep-2015 FILED: Supplemented Superior Court e-Record with Revised Index of Record
10. 12-Oct-2015 FILED: Reporter's Transcript 12/9/14 Trial-ay 3 (Yvonne M. De La Torre)
11. 16-Oct-2015 FILED: Reporter's Transcript - 07/22/2014 - (Karina Savelio)
12. 16-Oct-2015 FILED: Reporter's Transcript - 10/09/14 - (Karina Savelio)
13. 18-Oct-2015 FILED: Reporter's Transcripts - 12/04/14 - (Yvonne M. De La Torre)
14. 19-Oct-2015 FILED: Reporter's Transcripts - 12/10/14 - (Yvonne m. De La Torre)
15. 21-Oct-2015 FILED: Reporter's Transcript - 12/08/14 - (Yvonne M. DE la Torre)
16. 22-Oct-2015 FILED: Notice of Completion of Record
17. 3-Nov-2015 FILED: Motion to Provide Sealed or Confidential Jury List; Certificate of Service (Appellant)
18. 9-Nov-2015 ORDERED: Motion to Provide Sealed or Confidential Jury List (Appellant) = GRANTED/Unsealing the random jury list, IOR 30, to permit inspection and/or copying of the random jury list for use by the appellant or the appellee for this appeal only. Anthony Mackey ProTem Judge - Author
19. 20-Nov-2015 FILED: Motion to Supplement or Correct Appellate Record; Certificate of Service (Appellant)
20. 2-Dec-2015 ORDERED: Motion to Supplement or Correct Appellate Record (Appellant) = GRANTED.Staying this appeal to/including 01/15/16 and reverting jurisdiction in Maricopa County Superior Court for permitting trial court parties to settle record in this matter. FURTHER ORDERED: Superior Court shall transmit certified copy of findings/reconstructed materials within five days after entry, no later than 01/15/16. FURTHER ORDERED: Appeal shall be automatically reinstated 01/19/16 without further order. FURTHER ORDERED: Extending due date for Opening Brief to 02/18/16. Anthony Mackey ProTem Judge - Author
21. 31-Dec-2015 FILED: Reporters Transcript 12/08/2014 Trial-Corrected (Yvonne M De La Torre)
22. 31-Dec-2015 FILED: Reporter's Transcript 12/09/2014 Trial-Corrected (Yvonne M. De La Torre)
23. 31-Dec-2015 FILED: Reporter's Transcript 12/10/2014 Trial-Corrected (Yvonne M. De La Torre)
24. 31-Dec-2015 FILED: Reporters Transcript - 12/04/2014 - (Yvonne De La Torre) (Duplicate)
25. 17-Feb-2016 FILED: Suggestion of Lack of Jurisdiction and Request to Suspend Rule 31.3; Certificate of Service (Appellant)
26. 19-Feb-2016 ORDERED: Opening Brief due date EXTENDED from Thursday, 02-18-2016 to Monday, 03-21-2016. Fred Cole ProTem Judge - Author
27. 22-Feb-2016 ORDERED: Suggestion of Lack of Jurisdiction and Request to Suspend Rule 31.3 (Appellant) = GRANTED/Staying appeal to/including 04/01/2016. Appeal to be automatically reinstated 04/04/2016. FURTHER ORDERED: orders entered as a result of Rule 32 proceedings due to court within five days after entry. Anthony Mackey ProTem Judge - Author
28. 26-Feb-2016 FILED: Courtesy Copy - Petition for Post-Conviction Relief Re: Delayed Notice of Appeal, filed in Maricopa County Superior Court 2/25/16
29. 15-Apr-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record (Includes Minute Entry filed 4/12/16 Re: granting Defense Counsel's Petition for Post-Conviction Relief to file a delayed notice of appeal)
30. 21-Apr-2016 ORDERED: Opening Brief due date EXTENDED from Monday, 03-21-2016 to Friday, 05-20-2016. Anthony Mackey ProTem Judge - Author
31. 20-May-2016 FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
32. 20-May-2016 FILED: Motion to Supplement Record; Certificate of Service (Appellant)

Court of Appeals, Division One
Criminal

1 CA-CR 15-0488

STATE v. COLLINS

44 PROCEEDING ENTRIES

33. 24-May-2016 FILED: Notice of Appearance; Certificate of Service (Appellee)
34. 2-Jun-2016 ORDERED: Motion to Supplement Record (Appellant) = GRANTED/Including the Notice of Delayed Appeal filed 04/26/2016. FURTHER ORDERED: Clerk of the Maricopa County Superior Court supplement the record due 06/21/2016. Anthony Mackey ProTem Judge - Author
35. 5-Jul-2016 ORDERED: Answering Brief due date EXTENDED from Tuesday, 07-05-2016 to Thursday, 08-04-2016. Fred Cole ProTem Judge - Author
36. 1-Aug-2016 FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
37. 29-Aug-2016 ORDERED: Extending the time to file the Reply Brief to/including 9/19/16. Fred Cole ProTem Judge - Author
38. 29-Aug-2016 FILED: Appellant's Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
39. 30-Aug-2016 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
40. 8-Sep-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record (includes copy of transcript filed directly with COA1 previously and Delayed Notice of Appeal from Superior Court and Designation of Record for Appeal filed 04/26/2016)
41. 26-Sep-2016 CLNDR: CONFERENCE, Department D, 11-8-16, COURTROOM 2.
42. 8-Nov-2016 FILED: Notice of Appearance and Substitution of Counsel; Certificate of Service (Appellant)
43. 20-Dec-2016 MEMORANDUM DECISION (Affirmed) Hon Patricia A Orozco - Author; Hon Andrew W Gould - Concur; Hon Peter B Swann - Concur
44. 20-Dec-2016 FILED: Memorandum Decision Distribution List