Court of Appeals, Division One

Criminal

1 CA-CR 16-0059 STATE v. BARNES

Appellate Case Information

Case Filed: 2-Feb-2016

Case Closed:

Dept/Composition

Department A

Hon. Kenton D Jones
Hon. Patricia K Norris
Hon. Paul J McMurdie

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- **State of Arizona**

Attorneys for: Appellee

Jana Zinman, Esq. (AZ Bar No. 24019)

Side 2. DAMIEN BARNES, Appellant

(Litigant Group) DAMIEN BARNES

- **Damien Barnes**

Attorneys for: Appellant

Terry Reid, Esq. (AZ Bar No. 20643)

CASE STATUS

Dec 30, 2016....Assigned

PREDECESSOR CASE(S)		Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR	CR2015-001963-001	Burglary in the Third Degree, Class 4; Possession or Use of Marijuana, Class 1 Misdemeanor	10 Years; 1 Month Jail	Michael D Gordon, Sentencing	JURY	

CALENDAR

Tuesday	MONTHLY COURT CASE CALENDAR
21-Feb-2017	**Department A; COURTROOM 1**

40 PROCEEDING ENTRIES

1.	2-Feb-2016	FILED: Notice of Appeal from Maricopa County Superior Court filed 01/25/16. Notification sent to Court Reporters dated 1/29/2016. Includes Designation of Record
2.	11-Feb-2016	FILED: Reporters Transcript - 09/17/2015 - (Jane Westlund)
3.	2-Mar-2016	FILED: Motion for Extension of Time - (Jennifer Pancratz)
4.	3-Mar-2016	ORDERED: Motion for Extension of Time - Jennifer Pancratz = GRANTED/ Due dates EXTENDED to 04/04/2016 for transcripts dated 08/26/2015, 08/27/2015, 08/31/2015, 09/01/2015, 09/02/2015, 09/10/2015, 09/21/2015, 12/04/2015, 01/04/2016 or OSC 04/06/2016. Hon Samuel A Thumma - Author
5.	8-Mar-2016	FILED: Reporters Transcript - 06/25/2015 - (Linda Lopez)
6.	9-Mar-2016	FILED:e-Record on Appeal: Instruments/Minute Entries: Combined Disposition Report: None Exhibits: None Sent with e-Record
7.	10-Mar-2016	FILED: Reporters Transcript - 08/27/2015 - (Dalia Ambriz)
8.	22-Mar-2016	FILED: Reporter's Transcript - 11/4/15 - Change of Plea (Gail E. Ferguson)
9.	30-Mar-2016	FILED: Reporter's Transcript - 08/26/15 - Trial Day 1 (Jennifer Pancratz)
10.	30-Mar-2016	FILED: Reporter's Transcript - 08/27/15 - Trial Day 2 (Jennifer Pancratz)
11.	30-Mar-2016	FILED: Reporter's Transcript - 08/31/15 - Trial Day 3 (Jennifer Pancratz)

Information presented in this document may not reflect all case activity and is subject to change without notice.

40 PROCEEDING ENTRIES

12.	31-Mar-2016	ORDERED: Court Reporter Antoinette Salazar shall appear in Courtroom 1 on 4/20/16 at 2:30 to show cause why she should not be held in civil contempt and fined and/or sanctioned until transcript of 6/3/15 is filed. Hon Samuel A Thumma - Author
13.	1-Apr-2016	FILED: Reporter's Transcript - 06/03/15 - Status Conference (Antoinette Salazar)
14.	3-Apr-2016	FILED: Reporter's Transcript - 09/10/15 - Status Conference (Jennifer Pancratz)
15.	3-Apr-2016	FILED: Reporter's Transcript - 12/04/15 - Sentencing Continued (Jennifer Pancratz)
16.	3-Apr-2016	FILED: Reporter's Transcript - 09/01/15 - Trial (Jennifer Pancratz)
17.	3-Apr-2016	FILED: Reporter's Transcript - 09/02/15 - Trial (Jennifer Pancratz)
18.	3-Apr-2016	FILED: Reporter's Transcript - 09/21/15 - Motions/Change of Plea (Jennifer Pancratz)
19.	3-Apr-2016	FILED: Reporter's Transcript - 01/04/16 - Sentencing (Jennifer Pancratz)
20.	4-Apr-2016	FILED: Notice of Completion of Record
21.	7-Apr-2016	FILED: Notice of Appearance; Certificate of Service (Appellant)
22.	19-Apr-2016	FILED: Motion to Consolidate; Certificate of Service (Appellant)
23.	26-Apr-2016	ORDERED: Motion to Consolidate (Appellant) = GRANTED/ Consolidating cases 1 CA-CR 16-0043 and 1 CA-CR 16-0059. 1 CA-CR 16-0043 is designated the primary number. Anthony Mackey ProTem Judge - Author
24.	9-May-2016	ORDERED: Motion to Stay Appeal (Appellant) = GRANTED/Staying this appeal to/including 06/09/2016 and revesting jurisdiction in the Superior Court of Maricopa County for the purpose of permitting the trial court and parties to locate or reconstruct the record to include a letter written by appellant's mother re: sentencing. FURTHER ORDERED: Superior Court shall rule on and settle the record in furtherance of this appeal. FURTHER ORDERED: Superior Court shall transmit certified copy of letter within five days after entry in this court's case number 1 CA-CR 16-0043 due 06/10/2016. FURTHER ORDERED: Appeal shall be automatically reinstated on 06/10/2016. FURTHER ORDERED: Motion to Extend Opening Brief = GRANTED/Due date EXTENDED from Thursday, 05-19-2016 to Friday, 07-08-2016. Anthony Mackey ProTem Judge - Author
25.	9-May-2016	ORDERED: Motion to Extend Time to File Opening Brief; Motion to Supplement Appellate Record with Additional Transcript (Appellant) = GRANTED/Transcript due 06/06/2016. FURTHER ORDERED: Opening Brief due date EXTENDED to 07/08/2016. Anthony Mackey ProTem Judge - Author
26.	10-May-2016	ORDERED: Motion to Unseal Jury List, Mental Health Report and Sentencing Memorandum (Appellant) = GRANTED/Unsealing jury list, IOR 55, the Continuity of Care Plan, IOR 8, and Sentencing Memorandum, IOR 72 for this appeal only. Anthony Mackey ProTem Judge - Author
27.	11-May-2016	FILED: Additional Record on Appeal Certified Copy of Letter Appellant's Mother wrote to the Trial Court Regarding Sentencing, dated 12/04/2015 (per order dated 5/9/16)
28.	17-May-2016	FILED: Supplemented Superior Court e-Record with Revised Index of Record (includes copy of transcripts filed directly with COA1 previously)
29.	11-Jul-2016	ORDERED: Opening Brief due date EXTENDED from Friday, 07-08-2016 to Monday, 08-08-2016. Fred Cole ProTem Judge - Author
30.	13-Jul-2016	ORDERED: Dismissing the appeal in this court's case number 1 CA-CR 16-0043. FURTHER ORDERED: Above caption shall be used on all future documents filed in this appeal. Anthony Mackey ProTem Judge - Author
31.	8-Aug-2016	FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
32.	17-Aug-2016	FILED: Notice of Appearance; Certificate of Service (Appellee)
33.	28-Sep-2016	ORDERED: Answering Brief due date EXTENDED from Monday, 09-26-2016 to Wednesday, 10-26-2016. Fred Cole ProTem Judge - Author
34.	26-Oct-2016	FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)

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40 PROCEEDING ENTRIES

35.	22-Nov-2016	ORDERED: Reply brief due date EXTENDED from Monday, 11-21-2016 to Monday, 12-12-2016. Fred Cole ProTem Judge - Author
36.	29-Nov-2016	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
37.	7-Dec-2016	FILED: Supplemented Superior Court e-Record with Revised Index of Record (includes original transcript dated 10/21/2015)
38.	7-Dec-2016	FILED: Reporters Transcript - 10/21/2015 (Jennifer Pancratz)
39.	9-Dec-2016	FILED: Appellant's Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
40.	30-Dec-2016	CLNDR: CONFERENCE, Department A, 2-21-17, COURTROOM 1.

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