

Court of Appeals, Division One

Criminal

1 CA-CR 16-0338

STATE v. FOSTER

Appellate Case Information

Case Filed: 20-May-2016

Case Closed:

Dept/Composition

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Appellee

Linley Wilson, Esq. (AZ Bar No. 27040)

Side 2. MARKLEY ALLEN FOSTER, Appellant

(Litigant Group) MARKLEY ALLEN FOSTER

- Markley Allen Foster

Attorneys for: Appellant

Edward F McGee, Esq. (AZ Bar No. 4235)

CASE STATUS

Jul 7, 2016.....Record Complete-Notice Completion Sent

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: YUM, S1400CR201400733, See File, See File, David M Haws, Sentencing, JURY

OPEN DUE DATE

Answering Brief Due

Due By:

Monday, February 6, 2017

Re: FILED: Appellant's Opening Brief; Untitled (Certificate of Compliance); Certificate of Service (Appellant)

[3 extensions]

PENDING MATTER

Order to Show Cause - Attorney

Filed: 10-Jan-2017

Attorney Linley Wilson answering brief due 02/06/2017.

48 PROCEEDING ENTRIES

- 1. 16-May-2016 FILED: Courtesy Copy of Notice of Filing of Appeal From Superior Court
2. 20-May-2016 FILED: Notice of Appeal from Yuma County Superior Court filed 05/11/16.
3. 20-May-2016 FILED: e-Record on Appeal: Instruments/Minute Entries: Combined
Disposition Report: None
Exhibits: None Sent with e-Record
4. 27-May-2016 FILED: Reporter's Transcript - 11/23/2015 - Jury Trial Day 9 (Katherine Pitotti)
5. 27-May-2016 FILED: Notice of Service of Transcript (Katherine Pitotti)
6. 31-May-2016 FILED: Notice of Appearance and Confirmation of Designation of Record on Appeal; Certificate of Service (Appellant)
7. 1-Jun-2016 FILED: Reporter's Transcript - 11/20/2015 - Foster Jury Trial Day Eight (Elizabeth Hengstebeck)
8. 1-Jun-2016 FILED: Reporter's Transcript - 01/21/2015 - Foster Trial Setting (Elizabeth Hengstebeck)
9. 1-Jun-2016 FILED: Notice of Service of Transcript - Elizabeth Hengstebeck
10. 1-Jun-2016 FILED: Reporter's Transcript - 11/19/2014 - Status Conference (Elizabeth Hengstebeck)
11. 1-Jun-2016 FILED: Reporter's Transcript - 01/06/2016 - Imposition of Sentence (Con't) (Elizabeth Hengstebeck)
12. 1-Jun-2016 FILED: Reporter's Transcript - 01/20/2016 - Hearing on Defendant's Motion for New Trial (Elizabeth Hengstebeck)
13. 1-Jun-2016 FILED: Notice of Service of Transcript - Elizabeth Hengstebeck

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14. 6-Jun-2016 FILED: Reporter's Transcripts: 10/8/14 - Status conference Rule 11 (Katherine Pitotti)
15. 6-Jun-2016 FILED: Reporter's Transcripts: 10/21/15 - Final Pretrial Conference (Katherine Pitotti)
16. 6-Jun-2016 FILED: Notice of Service (Katherine Pitotti)
17. 15-Jun-2016 FILED: Reporter's Transcript - 08/06/2015 - Hearing on Pending Motions (Laurie Cooper)
18. 15-Jun-2016 FILED: Reporter's Transcript - 11/19/2015 - Jury Trial Day 7 (Laurie Cooper)
19. 15-Jun-2016 FILED: Notice of Service of Transcripts (Laurie Cooper)
20. 21-Jun-2016 FILED: Reporter's Transcript - 11/03/2015 - Jury Trial - Day One (Julie K. Knowlton); Notice of Service of Transcript (Julie K. Knowlton)
21. 21-Jun-2016 FILED: Reporter's Transcript - 11/05/2015 - Jury Trial - Day Two (Julie K. Knowlton)
22. 21-Jun-2016 FILED: Reporter's Transcript - 11/10/2015 - Jury Trial - Day Three (Julie K. Knowlton)
23. 21-Jun-2016 FILED: Reporter's Transcript - 11/12/2015 - Jury Trial - Day Four (Julie K. Knowlton)
24. 21-Jun-2016 FILED: Reporter's Transcript - 11/13/2015 - Jury Trial - Day Five (Julie K. Knowlton); Notice of Service of Transcript (Julie K. Knowlton)
25. 21-Jun-2016 FILED: Reporter's Transcript - 11/17/2015 - Jury Trial - Day Six (Julie K. Knowlton)
26. 21-Jun-2016 FILED: Reporter's Transcript - 11/23/2015 - Jury Trial - Day Nine (Morning Proceedings) (Julie K. Knowlton)
27. 21-Jun-2016 FILED: Reporter's Transcript - 05/04/2016 - Mitigation Hearing (Julie K. Knowlton)
28. 21-Jun-2016 FILED: Reporter's Transcript - 05/11/2016 - Sentencing (Julie K. Knowlton); Notice of Service of Transcript (Julie K. Knowlton)
29. 22-Jun-2016 FILED: Reporter's Transcript - 09/30/2015 - Final Pretrial Conference (Jacqueline M Perkins); Notice of Service (Jacqueline M Perkins)
30. 26-Jun-2016 FILED: Reporter's Transcript - 03/04/2015 - Trial Setting (Adam W Gage); Notice of Service - 06/26/2015 (Adam W Gage)
31. 26-Jun-2016 FILED: Reporter's Transcript - 07/15/2015 - Final PreTrial Conference (Adam W Gage)
32. 26-Jun-2016 FILED: Reporter's Transcript - 09/02/2015 - Pending Motions - Partial (Adam W Gage)
33. 26-Jun-2016 FILED: Reporter's Transcript - 09/02/2015 - Pending Motions (Adam W Gage)
34. 26-Jun-2016 FILED: Reporter's Transcript - 09/09/2015 - Pending Motions (Adam W Gage); Notice of Service - 06/26/2015 (Adam W Gage)
35. 26-Jun-2016 FILED: Reporter's Transcript - 09/09/2015 - Pending Motions - Partial (Adam W Gage)
36. 26-Jun-2016 FILED: Reporter's Transcript - 09/16/2015 - Pending Motions (Adam W Gage)
37. 26-Jun-2016 FILED: Reporter's Transcript - 09/24/2015 - Pending Motions (Adam W Gage)
38. 29-Jun-2016 FILED: Additional Record on Appeal  
Exhibits:  
Hearing Date 09/02/2015 - State Exhibits - List # 1 2 4  
Hearing Date 11/03/2015 - Defendant Exhibits - List # 1 60 61 64 65 66 67 68 71 74 75 76 77 78 79 87  
Hearing Date 11/03/2015 - State Exhibits - 1 2 3 13 14 15 20 22 27 28 29 30 31 32 33 34 35 36 37 38 39 44 46 48 51 52 53 55 61  
64 76 84 86 87 89 90 91 92 93 94 95 97 103 104 105 106 107 108 109 110 111 112 113 116  
Sealed Items:  
Confidential Criminal History Addendum in Sealed Manila Envelope
39. 7-Jul-2016 FILED: Notice of Completion of Record
40. 22-Aug-2016 ORDERED: Opening Brief due date EXTENDED from Monday, 08-22-2016 to Wednesday, 09-21-2016. Fred Cole ProTem Judge - Author
41. 15-Sep-2016 FILED: Motion to Supplement the Record; Certificate of Service (Appellant)
42. 20-Sep-2016 ORDERED: Motion to Supplement the Record (Appellant) = GRANTED/Supplementing the record with the minute entries attached to the motion as "Appendix A" and Appendix B". Anthony Mackey ProTem Judge - Author

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**48 PROCEEDING ENTRIES**

43. 21-Sep-2016 FILED: Appellant's Opening Brief; Untitled (Certificate of Compliance); Certificate of Service (Appellant)
44. 8-Nov-2016 ORDERED: Answering brief due date EXTENDED from Monday, 11-07-2016 to Wednesday, 12-07-2016. Fred Cole ProTem Judge - Author
45. 7-Dec-2016 FILED: Unopposed Motion for Extension of Time to File Answering Brief (Second Request); Certificate of Service (Appellee)
46. 8-Dec-2016 ORDERED: Unopposed Motion for Extension of Time to File Answering Brief (Second Request) (Appellee) = GRANTED/Due date EXTENDED from Wednesday, 12-07-2016 to Friday, 01-06-2017. Anthony Mackey ProTem Judge - Author
47. 6-Jan-2017 FILED: Unopposed Motion for 30-Day Extension of Time to File Answering Brief (Third and Final Request); Certificate of Service (Appellee)
48. 10-Jan-2017 ORDERED: Unopposed Motion for 30-Day Extension of Time to File Answering Brief (Third and Final Request); (Appellee) = GRANTED/Due date EXTENDED from Friday, 01-06-2017 to Monday, 02-06-2017 or OSC set on 02/15/2017 (attorney Linley Wilson). Anthony Mackey ProTem Judge - Author