Court of Appeals, Division One

Criminal

1 CA-CR 16-0485 STATE v. SIMCOX

Appellate Case Information

Case Filed: 20-Jul-2016

Case Closed:

Dept/Composition

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- **State of Arizona**

Attorneys for: Appellee

Joseph T Maziarz, Esq. (AZ Bar No. 9212)

Side 2. CHRIS A SIMCOX, Appellant

(Litigant Group) CHRIS A SIMCOX

- **Chris A Simcox**

Attorneys for: Appellant

Nicole T Farnum, Esq. (AZ Bar No. 17222)

CASE STATUS

Dec 29, 2016....Record Complete-Notice Completion Sent

PREDECESSOR CASE(S)		Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR	CR2013-428563-001	Molestation of a Child, Class 2; Molestation of a Child, Class 2; Furnishing Obscene or Harmful Items to Minors, Class 4	17 Years; 17 Years; 2.5 Years	Brian Kaiser, Sentencing	JURY	

OPEN DUE DATE

Answering Brief Due **Due By:** Monday, March 13, 2017

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

CALENDAR

Friday MOTION CALENDAR

13-Jan-2017 **Department M;**

File date: 1/9/2017.....Motion to Withdraw and Substitute New Counsel; MOTION TO EXTEND OPENING BRIEF DUE DATE (Appellant)

DECISION RENDERED: See proceeding entry for ORDER dated 18-Jan-2017 for more information...

File date: 1/9/2017.....MOTION TO WITHDRAW AND SUBSTITUTE NEW COUNSEL; Motion to Extend Opening Brief Due Date (Appellant)

DECISION RENDERED: See proceeding entry for ORDER dated 18-Jan-2017 for more information...

73 PROCEEDING ENTRIES

1.	20-Jul-2016	FILED: Notice of Appeal from Maricopa County Superior Court filed 07/11/16. Notification to Court Reporters dated 07/19/2016.
2.	24-Aug-2016	FILED: First Motion for Extension of Time (No Financial Arrangements) (Hilda Lopez)
3.	24-Aug-2016	FILED: Motion to dismiss due to lack of financial arrangements (Marylynn LeMoine)
4.	24-Aug-2016	FILED:e-Record on Appeal: Instruments/Minute Entries: Combined Disposition Report: None Exhibits: None sent with e-Record
5.	24-Aug-2016	FILED: Additional Record on Appeal Exhibits: Hearing Date 03/28/2014 - List # 3 4 5 6 7 in a Manila Envelope Hearing Date 05/09/2016 - List # 2 in a Manila Envelope Sealed Items: Confidential Criminal History Addendum in a Sealed Manila Envelope

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

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6.	30-Aug-2016	ORDERED: Appointing Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Transcripts due 10/14/2016. Anthony Mackey ProTem Judge - Author
7.	2-Sep-2016	FILED: Courtesy copy of Designation of Record originally filed in Superior Court
8.	8-Sep-2016	FILED: Supplemented Superior Court e-Record with Revised Index of Record (includes Designation of Record for Appeal filed 09/01/2016)
9.	12-Sep-2016	ORDERED: First Motion for Extension of Time (No Financial Arrangements) (Hilda Lopez) = GRANTED/Due dates EXTENDED to 10/14/2016 for transcripts dated 05/09/2016, 05/10/2016, 05/11/2016, 05/12/2016, 05/16/2016, 05/17/2016, 05/18/2016, 05/19/2016, 05/23/2016, 05/24/2016, 05/25/2016, 05/26/2016, 06/02/2016, 06/06/2016, 06/07/2016, 06/08/2016, 07/11/2016. Anthony Mackey ProTem Judge - Author
10.	12-Sep-2016	ORDERED: Court Reporter Patricia Kotarba transcript dated 07/23/2015 due 10/12/2016. Hon Samuel A Thumma - Author
11.	12-Sep-2016	ORDERED: Court Reporter Renee A Mobley transcript dated 07/07/2015 due 10/12/2016. Hon Samuel A Thumma - Author
12.	12-Sep-2016	ORDERED: Court Reporter April M Escobedo transcript dated 04/02/2015 due 10/12/2016. Hon Samuel A Thumma - Author
13.	12-Sep-2016	ORDERED: Court Reporter Lydia A Estrada-Gray transcript dated 11/04/2014 due 10/12/2016. Hon Samuel A Thumma - Author
14.	12-Sep-2016	ORDERED: Court Reporter Hilda E Lopez transcripts dated 08/26/2014, 02/09/2015, 02/23/2015, 04/02/2015, 04/07/2015, 04/08/2015, 05/11/2015, 05/27/2015, 12/02/2015, 01/27/2016, 02/19/2016, 03/14/2016, 03/21/2016, 03/28/2016 due 10/12/2016. Hon Samuel A Thumma - Author
15.	12-Sep-2016	ORDERED: Court Reporter Vanessa Gartner transcripts dated 11/06/2013, 12/13/2013, 01/22/2014, 02/20/2014, 03/28/2014, 05/02/2014, 06/23/2014, 03/09/2015 due 10/12/2015. Hon Samuel A Thumma - Author
16.	12-Sep-2016	ORDERED: Ken Crenshaw transcripts dated 07/03/2013, 03/23/2015 due 10/12/2016. Hon Samuel A Thumma - Author
17.	22-Sep-2016	FILED: Reporter's Transcript - 01/27/2016 - Hearing (Hilda Lopez)
18.	23-Sep-2016	FILED: Reporter's Transcript - 07/11/2016 - Sentencing (Hilda Lopez)
19.	23-Sep-2016	FILED: Reporter's Transcript - 03/21/2016 - Hearing (Hilda E Lopez)
20.	23-Sep-2016	FILED: Reporter's Transcript - 04/02/2015 - Hearing (Hilda E Lopez)
21.	23-Sep-2016	FILED: Reporter's Transcript - 02/19/2016 - Hearing (Hilda Lopez)
22.	23-Sep-2016	FILED: Reporter's Transcript - 06/08/2016 - Verdict (Hilda Lopez)
23.	27-Sep-2016	FILED: Reporter's Transcript - 07/03/2013 - Not Guilty Arraignment (Kari Watford)
24.	27-Sep-2016	FILED: Reporter's Transcript - 03/23/2015 - Trial Setting (Kari Watford)
25.	29-Sep-2016	FILED: Reporter's Transcript - 07/23/2015 - Evidentiary Hearing (Patricia Kotarba)
26.	2-Oct-2016	FILED: Reporter's Transcript - 11/04/2014 - Settlement Conference (Lydia Estrada-Gray)
27.	4-Oct-2016	FILED: Motion to Unseal Documents; Certificate of Service (Appellant)
28.	5-Oct-2016	FILED: Reporter's Transcript - 04/07/2015 - Jury Selection (Hilda Lopez)
29.	10-Oct-2016	FILED: Reporter's Transcript - 07/07/15 - Evidentiary Hearing (Renee Mobley)
30.	10-Oct-2016	FILED: Reporter's Transcript - 4/8/15 - Continued Jury Selection (Hilda Lopez)
31.	10-Oct-2016	FILED: First Motion for Extension of Time to File Transcripts (Court Reporter Hilda Lopez)
32.	11-Oct-2016	FILED: Reporter's Transcript - 06/01/16 - Trial (Marylynn LeMoine)
33.	12-Oct-2016	FILED: Reporter's Transcript - 3/28/14 - Evidentiary Hearing/Rule 404 (C) Motion (Vanessa Gartner)
34.	12-Oct-2016	FILED: Reporter's Transcripts - 5/2/14 - Evidentiary Hearing/Complex Case Management Conference (Vanessa Gartner)
35.	12-Oct-2016	FILED: Reporter's Transcript - 6/23/14 - Final Trial Management Conference (Vanessa Gartner)
36.	12-Oct-2016	FILED: Reporter's Transcript - 3/9/15 - Final Trial Management Conference (Vanessa Gartner)

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37.	12-Oct-2016	FILED: Reporter's Transcript - 11/6/13 - Complex Case Management Conference (Vanessa Gartner)
38.	12-Oct-2016	FILED: Reporter's Transcript - 12/13/13 - Complex Case Management Conference (Vanessa Gartner)
39.	12-Oct-2016	FILED: Reporter's Transcript - 1/22/14 - Complex Case Management Conference (Vanessa Gartner)
40.	12-Oct-2016	FILED: Reporter's Transcript - 2/20/14 - Final Trial Management Conference (Vanessa Gartner)
41.	12-Oct-2016	ORDERED: Supplementing the record by including the Declaration of Custodian of Records filed on 06/23/2016. FURTHER ORDERED: Clerk of the Maricopa County Superior Court supplement the record on appeal by forwarding to this court the sealed Declaration of Custodian of Records, marked for filing in this court's case number 1 CA-CR 16-0485 due 10/31/2016. FURTHER ORDERED: Motion to Unseal Documents (Appellant) = GRANTED/Unsealing the Jury Lists, IOR 122 and 264, the confidential criminal report, IOR 275, and the Declaration of Custodian of Records for this appeal only. Anthony Mackey ProTem Judge - Author
42.	12-Oct-2016	ORDERED: First Motion for Extension of Time to File Transcripts (Court Reporter Hilda Lopez) = GRANTED/Due dates EXTENDED to 11/14/2016 for transcripts dated 05/09/2016, 05/10/2016, 05/11/2016, 05/12/2016, 05/16/2016, 05/17/2016, 05/18/2016, 05/19/2016, 05/23/2016, 05/24/2016, 05/25/2016, 05/26/2016, 06/02/2016, 06/06/2016, 06/07/2016, 08/26/2014, 02/09/2015, 02/23/2015, 05/11/2015, 05/27/2015, 12/02/2015, 03/14/2016, 03/28/2016 or OSC set on 11/16/2016. Hon Samuel A Thumma - Author
43.	13-Oct-2016	FILED: Reporter's Transcript - 04/02/15 - Oral Argument (April Escobedo)
44.	13-Oct-2016	FILED: Supplemented Superior Court e-Record with Revised Index of Record
45.	27-Oct-2016	FILED: Reporter's Transcript - 05/09/2016 - Jury Selection (Hilda Lopez)
46.	27-Oct-2016	FILED: Reporter's Transcript - 05/10/2016 - Cont. Jury Selection (Hilda Lopez)
47.	30-Oct-2016	FILED: Reporter's Transcript - 05/11/2016 - Cont. Jury Selection (Hilda E Lopez)
48.	31-Oct-2016	FILED: Reporter's Transcript - 05/12/2016 - Cont. Jury Trial (Hilda Lopez)
49.	4-Nov-2016	FILED: Reporter's Transcript - 08/26/2014 - Trial Management Conf. (Hilda Lopez)
50.	4-Nov-2016	FILED: Reporter's Transcript - 02/23/2015 - Final Trial Management (Hilda Lopez)
51.	4-Nov-2016	FILED: Reporter's Transcript - 05/11/2015 - Status Conference (Hilda Lopez)
52.	4-Nov-2016	FILED: Reporter's Transcript - 05/27/2015 - Motions (Hilda Lopez)
53.	7-Nov-2016	FILED: Reporter's Transcript - 05/16/2016 - Cont. Jury Selection (Hilda Lopez)
54.	7-Nov-2016	FILED: Reporter's Transcript - 02/09/2015 - Trial Management (Hilda Lopez)
55.	8-Nov-2016	FILED: Reporter's Transcript - 03/14/2016 - Scheduling Conference (Hilda Lopez)
56.	8-Nov-2016	FILED: Reporter's Transcript - 05/17/2016 - Cont. Jury Selection - (Hilda Lopez)
57.	8-Nov-2016	FILED: Reporter's Transcript - 12/02/2015 - Hearing (Hilda Lopez)
58.	10-Nov-2016	FILED: Second Motion for Extension of Time to File Transcripts (Hilda Lopez)
59.	12-Nov-2016	FILED: Reporter's Transcript - 05/18/2016 - Jury Trial - (Hilda E. Lopez)
60.	13-Nov-2016	FILED: Reporter's Transcript - 05/19/2016 - Jury Trial (Hilda Lopez)
61.	14-Nov-2016	FILED: Reporter's Transcript - 05/25/2016 - Jury Trial (Hilda Lopez)
62.	14-Nov-2016	ORDERED: Second Motion for Extension of Time to File Transcripts (Hilda Lopez) = GRANTED/Due dates EXTENDED to 12/14/2016 for transcripts dated 05/23/2016, 05/24/2016, 05/25/2016, 05/26/2016, 06/02/2016, 06/06/2016, 06/07/2016, 03/28/2016 or OSC set on 12/21/2016. Hon Samuel A Thumma - Author
63.	15-Nov-2016	FILED: Reporter's Transcript - 05/26/2016 - Jury Trial (Hilda Lopez)
64.	16-Nov-2016	FILED: Reporter's Transcript - 03/28/2016 - FTMC (Hilda Lopez)
65.	16-Nov-2016	FILED: Reporter's Transcript - 06/07/2016 - Jury Question (Hilda Lopez)

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73 PROCEEDING ENTRIES

66.	18-Nov-2016	FILED: Reporter's Transcript - 05/23/2016 - Jury Trial (Hilda Lopez)
67.	22-Nov-2016	FILED: Reporter's Transcript - 05/24/2016 - Jury Trial (Hilda Lopez)
68.	22-Nov-2016	FILED: Reporter's Transcript - 06/02/2016 - Jury Trial (Hilda Lopez)
69.	28-Nov-2016	FILED: Reporter's Transcript - 06/06/2016 - Jury Trial (Hilda Lopez)
70.	29-Dec-2016	FILED: Notice of Completion of Record
71.	9-Jan-2017	FILED: Motion to Withdraw and Substitute New Counsel; Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
72.	18-Jan-2017	ORDERED: Motion to Withdraw and Substitute New Counsel (Appellant) = GRANTED/Appointing attorney Nicole Farnum as attorney for appellant. FURTHER ORDERED: The Maricopa County Public Defender forward to newly-appointed counsel all files, records, transcript. FURTHER ORDERED: Motion to Extend Opening Brief Due Date = GRANTED/Due date EXTENDED from Monday, 02-13-2017 to Friday, 03-03-2017. Anthony Mackey ProTem Judge - Author
73.	25-Jan-2017	FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)

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