

Court of Appeals, Division One

Special Action

1 CA-SA 16-0135

RUFUS v. HON FINK/STATE

Appellate Case Information

Case Filed: 17-Jun-2016
Case Closed: 1-Feb-2017

Jurisdiction Declined

Dept/Composition

Dept C July 2016

Hon. Margaret H Downie
Hon. Patricia K Norris
Hon. Maurice Portley

Side 1. BAILEY RUFUS, Petitioner

(Litigant Group) RUFUS

- Bailey Rufus

Co-Counsel for: Petitioner

Joseph L Brownlee, Esq. (AZ Bar No. 3766)
Zachary John Thornley, Esq. (AZ Bar No. 32363)
T Anthony Guajardo, Esq. (AZ Bar No. 21500)

(Litigant Group) K.R.

- K R

Attorneys for: Petitioner KR

William S Chick, Esq. (AZ Bar No. 3387)

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

Respondent Judge,

STATE OF ARIZONA ex rel. WILLIAM G. MONTGOMERY, Maricopa County Attorney,

Real Party in Interest., Respondent

(Litigant Group) HON FINK

- Hon. Dean M Fink, Respondent Judge

(Litigant Group) STATE

- State of Arizona, Real Party in Interest

Attorney for: Real Party in Interest

Linda Van Brakel, Esq. (AZ Bar No. 11455)

CASE STATUS

Feb 1, 2017.....Case Closed

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CR2014-151141-001 DT, Dean M Fink, Authoring Judge of Order

DESCENDENT CASE(S)

ASC CR-16-0305-PR

CASE DECISION

11-Jul-2016 ORDER

* ORDERED: Petition for Special Action/Request for Stay (Petitioner) = JURISDICTION DECLINED. FURTHER ORDERED: Motion - Exceed Page/Word Limit - Reply (Petitioner) = GRANTED. FURTHER ORDERED: Defense Counsel's Motion to Withdraw (Petitioner) = DENIED as

Filed: 11-Jul-2016

Mandate:

Decision Disposition

Jurisdiction Declined

Margaret Downie.....Author

19 PROCEEDING ENTRIES

- 1. 17-Jun-2016 FILED: Petition for Special Action Request for Stay; Certificate of Compliance; Parties' Contact Information (Petitioner)
2. 17-Jun-2016 FILED: Petition for Special Action Request for Stay (Cover Page Only); Petition for Special Action Request for Stay (Cover Page Only); Certificate of Service (Petitioner)
3. 17-Jun-2016 FILED: Petitioner's Appendix to Lower Court Record (Petitioner)

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19 PROCEEDING ENTRIES

4. 20-Jun-2016 FILED: Order Setting Dates/petition set for am of 7/12/16 by Dept C, Judges Downie, Norris, Portley
5. 27-Jun-2016 FILED: Maricopa County Superior Court Minute Entry dated 6/20/16, filed 6/23/16 re: granting Defendant's Motion for Stay; Certificate of Service (Petitioner)
6. 28-Jun-2016 FILED: Victim KR's Joinder to Petition for Special Action; Certificate of Compliance; Certificate of Service; Certificate of Mailing
7. 28-Jun-2016 FILED: Emergency Motion to Extend Time to File Response; Certificate of Service - Emergency Motion to Extend Time to File Response (Real Party in Interest)
8. 29-Jun-2016 ORDERED: Emergency Motion to Extend Time to File Response (Real Party in Interest) = GRANTED/extending time in which to file a response to no later than 5 pm on 7/6/16. A Reply to response may be filed and served w/in 5 calendar days after service of response no later than 1 pm on date it is due. Hon Margaret H Downie - Author
9. 5-Jul-2016 FILED: Response to Petition for Special Action; Certificate of Compliance for Response to Petition for Special Action; Certificate of Service for Response to Petition for Special Action (Real Party in Interest)
10. 6-Jul-2016 FILED: Defense Counsel's Motion to Withdraw; Certificate of Service (Appellant)
11. 8-Jul-2016 FILED: Motion for Oral Argument - Petition; Certificate of Service - Oral Argument (Petitioner)
12. 8-Jul-2016 FILED: Motion - Exceed Page/Word Limit - Reply; Certificate of Service - Exceed Word Limit (Petitioner)
13. 8-Jul-2016 FILED: Certificate of Service (Petitioner)
14. 8-Jul-2016 FILED: Petitioner's Reply to Respondent's State's Response to Special Action; Certificate of Service; Certificate of Compliance
15. 11-Jul-2016 ORDERED: Petition for Special Action/Request for Stay (Petitioner) = JURISDICTION DECLINED. FURTHER ORDERED: Motion - Exceed Page/Word Limit - Reply (Petitioner) = GRANTED. FURTHER ORDERED: Defense Counsel's Motion to Withdraw (Petitioner) = DENIED as moot w/o prejudice to superior court ruling. FURTHER ORDERED: Motion for Oral Argument (Petitioner) = DENIED as moot. (Judges Downie, Norris, Portley)
16. 10-Aug-2016 FILED: Email Notice from ASC re: Petition for Review filed 8/9/16; request for partial record
17. 10-Aug-2016 FILED: Letter forwarding partial record to Arizona Supreme Court
18. 10-Jan-2017 FILED: Letter from ASC, 1/10/17, re: Petition for Review DENIED on 1/10/17
19. 1-Feb-2017 FILED: Letter, 2/1/17, Certified Copy of Order declining jurisdiction of special action. No records to be returned to clerk, Maricopa County Superior Court