

Court of Appeals, Division One

Criminal

1 CA-CR 14-0808

STATE v. WASHINGTON

Appellate Case Information

Case Filed: 6-Nov-2014

Case Closed:

Dept/Composition

Consolidated with: 1 CA-CR 15-0730

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Appellee

Terry M Crist, Esq. (AZ Bar No. 28348)

Side 2. SHERRY LYNETTE WASHINGTON, Appellant

(Litigant Group) SHERRY LYNETTE WASHINGTON

- Sherry Lynette Washington

Attorneys for: Appellant

Ronald M De Brigida, Jr, Esq. (AZ Bar No. 15697)

CASE STATUS

Nov 30, 2016...At Issue

Table with 7 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Rows include MAR CR2011-008033-001 and MAR CR2011-123789-008.

142 PROCEEDING ENTRIES

- 1. 6-Nov-2014 FILED: Notice of Appeal from Maricopa County Superior Court filed 10/29/14. Notifications to Court Reporters dated 11/05/14.
2. 10-Dec-2014 FILED: Reporters Transcript - 07/09/2014 - Jury Trial Day 24 (Robin Bobbie)
3. 11-Dec-2014 FILED: Additional Physical Record Item: Confidential Criminal History in Sealed Manila Envelope
4. 11-Dec-2014 FILED: e-Record on Appeal: (CR2011-123789) Instruments/Minute entries: combined Disposition Report: None Exhibits: None
5. 11-Dec-2014 FILED: e-Record on Appeal: (CR2011-008033) Instruments/Minute Entries: Combined Disposition Report: None Exhibits: None
6. 17-Dec-2014 FILED: Motion for Extension of Time (to File Transcripts) (Patricia Kotarba)
7. 22-Dec-2014 ORDERED: Motion for Extension of Time (to File Transcripts) (Patricia Kotarba) = GRANTED. Due dates EXTENDED to 01/21/2015 for Transcripts dated 07/08/2014, 07/10/2014, 07/17/2014. Hon Michael J Brown - Author
8. 22-Dec-2014 ORDERED: Transcript Coordinator Ken Crenshaw due dates EXTENDED to 01/21/2015 for Transcripts dated 05/13/2014, 08/05/2014, 08/06/2014. Hon Michael J Brown - Author
9. 22-Dec-2014 ORDERED: Court Reporter Marla Arnold due dates EXTENDED to 01/21/2015 for Transcripts dated 04/23/2014, 04/28/2014, 04/30/2014, 05/07/2014, 06/02/2014, 06/03/2014, 06/10/2014, 06/24/2014, 07/16/2014, 07/22/2014, 07/28/2014, 07/30/2014, 08/07/2014, 08/11/2014. Hon Michael J Brown - Author

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10. 22-Dec-2014 ORDERED: Court Reporter Helene Paustian due date EXTENDED from Monday, 12-15-2014 to Wednesday, 01-21-2015 for transcript of proceedings held on 06/12/2014. Hon Michael J Brown - Author
11. 22-Dec-2014 ORDERED: Court Reporter Michael A Babicky due dates EXTENDED to 01/21/2015 for Transcripts dated 04/24/2014, 04/29/2014, 04/30/2014, 05/01/2014, 05/05/2014, 05/06/2014, 05/08/2014, 05/14/2014, 05/19/2014, 05/28/2014, 05/29/2014, 06/09/2014, 06/10/2014, 07/07/2014, 07/08/2014, 07/09/2014, 07/15/2014, 07/28/2014, 07/31/2014, 08/07/2014, 08/13/2014, 10/29/2014. Hon Michael J Brown - Author
12. 24-Dec-2014 FILED: Reporter's Transcript 04/23/2014 Trial Day 1 All Day (Marla Arnold)
13. 2-Jan-2015 FILED: Reporter's Transcripts - 06/02/14 Trial Day 16 ALL DAY (Marla Arnold)
14. 2-Jan-2015 FILED: Reporter's Transcripts - 04/28/14 Trial Day 3 ALL DAY (Marla Arnold)
15. 2-Jan-2015 FILED: Reporter's Transcripts - 04/30/14 Trial Day 5 P.M. (Marla Arnold)
16. 2-Jan-2015 FILED: Reporter's Transcripts - 05/07/14 Trial Day 9 ALL DAY (Marla Arnold)
17. 2-Jan-2015 FILED: Reporter's Transcripts - 05/13/14 Trial Day 11 ALL DAY (Marla Arnold)
18. 5-Jan-2015 FILED: Reporter's Transcript 05/28/14 Trial Day 14 P.M. (Marla Arnold)
19. 7-Jan-2015 FILED: Reporter's Transcript - 6/12/14 - Jury Trial (Helene Paustian)
20. 14-Jan-2015 FILED: Reporter's Transcripts: 03/05/2014 (Michael Babicky)
21. 14-Jan-2015 FILED: Reporter's Transcripts: 04/24/2014 (Michael Babicky)
22. 14-Jan-2015 FILED: Reporter's Transcripts: 04/29/2014 (Michael Babicky)
23. 14-Jan-2015 FILED: Reporter's Transcripts: 04/30/2014 (Michael Babicky)
24. 15-Jan-2015 FILED: Reporter's Transcripts: 05/14/2014 (Michael Babicky)
25. 15-Jan-2015 FILED: Reporter's Transcripts: 05/19/2014 (Michael Babicky)
26. 15-Jan-2015 FILED: Reporter's Transcripts: 05/28/2014 (Michael Babicky)
27. 15-Jan-2015 FILED: Reporter's Transcripts: 05/29/2014 (Michael Babicky)
28. 15-Jan-2015 FILED: Reporter's Transcripts: 03/05/2014 (Michael Babicky)
29. 15-Jan-2015 FILED: Reporter's Transcripts: 04/24/2014 (Michael Babicky)
30. 15-Jan-2015 FILED: Reporter's Transcripts: 04/29/2014 (Michael Babicky)
31. 15-Jan-2015 FILED: Reporter's Transcripts: 04/30/2014 (Michael Babicky)
32. 15-Jan-2015 FILED: Reporter's Transcripts: 05/01/2014 (Incorrectly labeled as 05/08/2014) (Michael Babicky)
33. 15-Jan-2015 FILED: Reporter's Transcripts: 05/05/2014 (Michael Babicky)
34. 15-Jan-2015 FILED: Reporter's Transcripts: 05/06/2014 (Michael Babicky)
35. 15-Jan-2015 FILED: Reporter's Transcripts: 05/08/2014 (Michael Babicky)
36. 15-Jan-2015 FILED: Reporter's Transcripts: 06/09/2014 (Michael Babicky)
37. 15-Jan-2015 FILED: Reporter's Transcripts: 06/10/2014 (Michael Babicky)
38. 15-Jan-2015 FILED: Reporter's Transcripts 07/07/2014 (Michael Babicky)
39. 15-Jan-2015 FILED: Reporter's Transcripts: 07/08/2014 (Michael Babicky)
40. 15-Jan-2015 FILED: Reporter's Transcripts: 07/09/2014 (Michael Babicky)
41. 15-Jan-2015 FILED: Reporter's Transcripts: 07/15/2014 (Michael Babicky)

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42. 15-Jan-2015 FILED: Reporter's Transcripts 07/28/2014 (Michael Babicky)
43. 15-Jan-2015 FILED: Reporter's Transcripts: 07/29/2014 (Michael Babicky)
44. 15-Jan-2015 FILED: Reporter's Transcripts: 07/31/2014 (Michael Babicky)
45. 15-Jan-2015 FILED: Reporter's Transcripts: 08/04/2014 (Michael Babicky)
46. 16-Jan-2015 FILED: Reporter's Transcript 06/03/14 Trial Day 17 All Day (Marla Arnold)
47. 16-Jan-2015 FILED: Reporter's Transcript 06/10/14 Trial Day 19 P.M. (Marla Arnold)
48. 19-Jan-2015 FILED: Reporter's Transcripts - 06/24/14 Trial Day 21 ALL DAY (Marla Arnold)
49. 19-Jan-2015 FILED: Reporter's Transcripts - 07/16/14 Trial Day 27 ALL DAY (Marla Arnold)
50. 19-Jan-2015 FILED: Reporter's Transcripts - 07/22/14 Trial Day 28 A.M. (Marla Arnold)
51. 20-Jan-2015 FILED: Reporter's Transcripts: 10/29/2014 (Michael Babicky)
52. 20-Jan-2015 FILED: Reporter's Transcript 07/08/2014 Jury Trial by (Patricia Kotarba)
53. 20-Jan-2015 FILED: Reporter's Transcript 07/10/2014 Jury Trial by (Patricia Kotarba)
54. 20-Jan-2015 FILED: Reporter's Transcript 07/17/2014 Jury Trial by (Patricia Kotarba)
55. 21-Jan-2015 FILED: Reporter's transcript 07/28/2014 Trial Day 29 A.M. (Marla Arnold)
56. 28-Jan-2015 ORDERED: Ken Crenshaw due dates EXTENDED to 02/20/2015 for Transcripts dated 05/13/2014, 08/05/2014, 08/06/2014 or OSC 03/04/2015. Hon Michael J Brown - Author
57. 28-Jan-2015 ORDERED: Court Reporter Marla Arnold due dates EXTENDED to 02/20/2015 for Transcripts dated 07/30/2014, 08/07/2014, 08/11/2014 or OSC 03/04/2015. Hon Michael J Brown - Author
58. 28-Jan-2015 ORDERED: Court Reporter Michael A Babicky due dates EXTENDED to 02/20/2014 for Transcripts dated 08/07/2014, 08/13/2014 or OSC 03/04/2015. Hon Michael J Brown - Author
59. 4-Feb-2015 FILED: Reporter's Transcripts: 08/07/2014 (Michael Babicky)
60. 4-Feb-2015 FILED: Reporter's Transcripts: 08/13/2014 (Michael Babicky)
61. 6-Feb-2015 FILED: Reporter's Transcript 08/07/14 Trial Day 35 All (Marla Arnold)
62. 6-Feb-2015 FILED: Reporters' Transcript 08/11/14 Trial Day 36 P.M. (Marla Arnold)
63. 27-Feb-2015 FILED: Reporter's Transcript - 07/30/14 - Trial Day 30 - (Marla Arnold)
64. 2-Mar-2015 FILED: Notice of Completion of Record
65. 16-Apr-2015 FILED: Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
66. 20-Apr-2015 ORDERED: Motion to Extend Opening Brief Due Date (Appellant) = GRANTED. Due date EXTENDED from Thursday, 04-16-2015 to Monday, 05-18-2015. Anthony Mackey ProTem Judge - Author
67. 3-Jun-2015 ORDERED: Opening Brief due date EXTENDED from Monday, 05-18-2015 to Monday, 07-06-2015 or OSC 7/15/15 (Ronald De Brigida Jr.) Fred Cole ProTem Judge - Author
68. 4-Jun-2015 FILED: Reporters Transcripts 05/28/2014 Michael Babicky (Duplicate)
69. 4-Jun-2015 FILED: Reporter's Transcripts 05/19/2014 Michael Babicky (Duplicate)
70. 4-Jun-2015 FILED: Reporter's Transcripts 05/29/2014 Michael Babicky (Duplicate)
71. 4-Jun-2015 FILED: Reporter's Transcripts 06/09/2014 Michael Babicky (Duplicate)

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72. 4-Jun-2015 FILED: Reporter's Transcripts 04/24/2014 Michael Babicky (Duplicate)
73. 4-Jun-2015 FILED: Reporter's Transcript 04/29/2014 Michael Babicky (Duplicate)
74. 4-Jun-2015 FILED: Reporter's Transcripts 04/30/2014 Michael Babicky (Duplicate)
75. 4-Jun-2015 FILED: Reporter's Transcripts 05/01/2014 (Michael Babicky)
76. 4-Jun-2015 FILED: Reporter's Transcripts 05/05/2014 Michael Babicky (Duplicate)
77. 4-Jun-2015 FILED: Reporter's Transcripts 05/06/2014 Michael Babicky (Duplicate)
78. 4-Jun-2015 FILED: Reporter's Transcripts 05/08/2014 Michael Babicky (Duplicate)
79. 4-Jun-2015 FILED: Reporter's Transcripts 05/14/2014 Michael Babicky (Duplicate)
80. 4-Jun-2015 FILED: Reporter's Transcript 07/07/2014 Michael Babicky (Duplicate)
81. 4-Jun-2015 FILED: Reporter's Transcripts 07/08/2014 Michael Babicky (Duplicate)
82. 4-Jun-2015 FILED: Reporter's Transcripts 07/09/2014 Michael Babicky (Duplicate)
83. 4-Jun-2015 FILED: Reporter's Transcripts 07/15/2014 Michael Babicky (Duplicate)
84. 4-Jun-2015 FILED: Reporter's Transcripts 07/28/2014 Michael Babicky (Duplicate)
85. 4-Jun-2015 FILED: Reporter's Transcripts 07/31/2014 Michael Babicky (Duplicate)
86. 4-Jun-2015 FILED: Reporter's Transcripts 08/07/2014 Michael Babicky (Duplicate)
87. 4-Jun-2015 FILED: Reporter's Transcripts 10/29/2014 Michael Babicky (Duplicate)
88. 13-Jun-2015 FILED: Reporter's Transcripts 08/13/2014 (Michael Babicky) (Duplicate)
89. 13-Jun-2015 FILED: Reporters Transcripts 10/29/2014 (Michael Babicky) (Duplicate)
90. 6-Jul-2015 FILED: Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
91. 10-Jul-2015 ORDERED: Vacating the Order to Show Cause hearing set for Wednesday July 15, 2015. FURTHER ORDERED: Motion to Extend Opening Brief Due Date (Appellant) = GRANTED. Due date EXTENDED from Monday, 07-06-2015 to Friday, 09-11-2015. FURTHER ORDERED: Answering brief shall be filed on or before 12/14/15. FURTHER ORDERED: Reply brief shall be filed no later than 1/29/16. Anthony Mackey ProTem Judge - Author
92. 2-Oct-2015 ORDERED: Opening Brief due date EXTENDED from Friday, 09-11-2015 to Monday, 10-12-2015 or OSC on 10/21/2015. Anthony Mackey ProTem Judge - Author
93. 12-Oct-2015 FILED: Motion to Supplement Record and Extend Opening Brief Due Date; Certificate of Service (Appellant)
94. 15-Oct-2015 ORDERED: Motion to Supplement Record and Extend Opening Brief Due Date (Appellant) = DENIED. FURTHER ORDERED: Motion Extend Opening Brief Due Date(Appellant) = DENIED. Anthony Mackey ProTem Judge - Author
95. 3-Nov-2015 FILED: Motion to Continue Order to Show Cause Hearing; Certificate of Service; Courtesy Copy of Notice of Delayed Appeal and Motion to Withdraw originally filed in Superior Court (Appellant)
96. 3-Nov-2015 ORDERED: Motion to Continue Order to Show Cause Hearing (Appellant) = GRANTED/Contiuning the show cause hearing to Wednesday, 11/18/2015. FURTHER ORDERED: Attorney Ronald DeBrigida is to appear for OSC on 11/18/2015. Hon Samuel A Thumma - Author
97. 3-Nov-2015 ORDERED: Notice of delayed appeal and motion to withdraw (Motion to Stay Appeal) = GRANTED/Staying this appeal until further order of this court and waiting for Superior Courts ruling on appellants request for relief to file a delayed appeal, the court will then enter an order reinstating this appeal. FURTHER ORDERED: Clerk of the Maricopa County Superior Court to transmit to this court within five days, a certified copy of the order entered as a result of the 10/28/2015 request for relief to file a delayed appeal. Hon Samuel A Thumma - Author

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98. 10-Nov-2015 FILED: Supplemented Superior Court e-Record with Revised Index of Record
99. 10-Nov-2015 FILED: Supplemented Superior Court e-Record with Revised Index of Record
100. 12-Nov-2015 ORDERED: Consolidating cases 1 CA-CR 14-0808 and 1 CA-CR 15-0730. Case No. 1 CA-CR 14-0808 is designated the primary number, and the above caption shall be used on all future documents filed in this appeal. Anthony Mackey ProTem Judge - Author
101. 16-Nov-2015 FILED: Motion to Vacate Order to Show Cause Hearing; Certificate of Service (Appellant)
102. 17-Nov-2015 ORDERED: Motion to Vacate Order to Show Cause Hearing; Certificate of Service (Appellant) = GRANTED/Vacating the show cause hearing previously set for Wednesday, November 18, 2015 at 2:30 p.m. in Courtroom 1 of this Court. Hon Samuel A Thumma - Author
103. 17-Nov-2015 ORDERED: Reinstating this appeal. FURTHER ORDERED: Directing the clerk of this court to reissue a notice of completion of record after the record in 1 CA-CR 15-0730 case is complete. Anthony Mackey ProTem Judge - Author
104. 20-Jan-2016 FILED: Notice of Completion of Record
105. 7-Mar-2016 FILED: Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
106. 8-Mar-2016 ORDERED: Motion to Extend Opening Brief due date EXTENDED from Monday, 03-07-2016 to Wednesday, 04-06-2016. Anthony Mackey ProTem Judge - Author
107. 6-Apr-2016 FILED: Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
108. 7-Apr-2016 ORDERED: Motion to Extend Opening Brief Due Date (Appellant) = GRANTED. Due date EXTENDED from Wednesday, 04-06-2016 to Friday, 05-06-2016. Anthony Mackey ProTem Judge - Author
109. 8-May-2016 FILED: Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
110. 9-May-2016 ORDERED: Motion to Extend Opening Brief Due Date (Appellant) = GRANTED/Due date EXTENDED from Friday, 05-06-2016 to Friday, 05-20-2016. Anthony Mackey ProTem Judge - Author
111. 23-May-2016 FILED: Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
112. 25-May-2016 ORDERED: Motion to Extend Opening Brief Due Date (Appellant) = GRANTED/Due date EXTENDED from Friday, 05-20-2016 to Tuesday, 05-31-2016 or OSC set for 06/15/2016 (attorney Ronald M De Brigida). Anthony Mackey ProTem Judge - Author
113. 31-May-2016 FILED: Letter, 5/26/16, from Appellant to Court, requesting copies of motions
114. 7-Jun-2016 FILED: Letter, 6/7/16, from Court to Petitioner, enclosing copy request form
115. 13-Jun-2016 FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
116. 21-Jun-2016 FILED: Notice of Appearance; Certificate of Service (Appellee)
117. 29-Jun-2016 FILED: Motion to Confirm Deadline for Filing Answering Brief; Certificate of Service (Appellee)
118. 6-Jul-2016 ORDERED: Motion to Confirm Deadline for Filing Answering Brief(Appellee) = GRANTED/Answering Brief due 09/14/2016. FURTHER ORDERED: The Reply Brief due 10/28/2016. Anthony Mackey ProTem Judge - Author
119. 11-Jul-2016 FILED: Letter, 7/6/16, from Appellant to Court re: Status
120. 14-Jul-2016 FILED: Letter, 7/14/16, from Court to Appellant, enclosing copy of docket
121. 5-Aug-2016 FILED: Letter, 8/3/16, from Appellant to Court, requesting copy of Opening Brief
122. 12-Aug-2016 FILED: Letter, 8/12/16, from Court to Appellant re: Copy Request
123. 19-Aug-2016 FILED: Letter, dated 08/14/2016 from Appellant to the Court
124. 29-Aug-2016 ORDERED: Denying the motion to file a pro se brief. Anthony Mackey ProTem Judge - Author

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125. 13-Sep-2016 FILED: Motion to Compel; Certificate of Service (Appellee)
126. 13-Sep-2016 FILED: Motion for Extension of Time to File Answering Brief; Certificate of Service (Appellee)
127. 20-Sep-2016 ORDERED: Motion to Compel (Appellee) = GRANTED/Transcripts due 10/11/2016. FURTHER ORDERED: Motion for Extension of Time to File Answering Brief = GRANTED/Due date EXTENDED from Wednesday, 09-14-2016 to Thursday, 11-10-2016. Anthony Mackey ProTem Judge - Author
128. 22-Sep-2016 AMENDED ORDER: Motion to Compel (Appellee) = GRANTED/Transcripts due 10/11/2016. FURTHER ORDERED: Motion for Extension of Time to File Answering Brief = GRANTED/Due date EXTENDED from Wednesday, 09-14-2016 to Thursday, 11-10-2016. FURTHER ORDERED: Reply Brief due date EXTENDED to 01/09/2017. Anthony Mackey ProTem Judge - Author
129. 26-Oct-2016 FILED: Second Motion to Compel and Motion for Extension of Time to File Answering Brief; Certificate of Service; Exhibit A (Appellee)
130. 31-Oct-2016 ORDERED: Second Motion to Compel (Appellee) = GRANTED/in part. FURTHER ORDERED: Motion for Extension of Time to File Answering Brief = GRANTED/Due date EXTENDED from Thursday, 11-10-2016 to Monday, 11-28-2016. Anthony Mackey ProTem Judge - Author
131. 28-Nov-2016 FILED: Reporter's Transcripts - 05/01/2014 - Trial (Michael Babicky)
132. 28-Nov-2016 FILED: Reporter's Transcripts - 02/13/2015 - Trial - (Michael Babicky)
133. 28-Nov-2016 FILED: Reporter's Transcripts - 03/03/2015 - Trial - (Michael Babicky)
134. 28-Nov-2016 FILED: Reporter's Transcripts - 07/06/2015 - Trial - (Michael Babicky)
135. 30-Nov-2016 FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
136. 9-Dec-2016 ORDERED: Court Reporter Michael A. Babicky transcript dated 07/28/2014 past due. OSC set on 12/21/2016. Hon Samuel A Thumma - Author
137. 10-Dec-2016 FILED: Reporter's Transcripts - 07/28/2014 - Trial - (Michael Babicky)
138. 12-Dec-2016 FILED: Letter, 12/10/16, from Appellant to Court re: Status
139. 21-Dec-2016 FILED: Letter, 12/21/16, from Court to Petitioner, enclosing copy of docket
140. 5-Jan-2017 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
141. 13-Jan-2017 FILED: Supplemented Superior Court e-Record with Revised Index of Record (includes copy of transcripts filed directly with COA1 previously)
142. 17-Jan-2017 FILED: Supplemented Superior Court e-Record with Revised Index of Record