

Court of Appeals, Division One

Criminal - Anders Appeal

1 CA-CR 15-0755

STATE v. BUZANI

Appellate Case Information

Case Filed: 18-Nov-2015

Case Closed:

Dept/Composition

Consolidated with: 1 CA-CR 15-0754

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. EDGAR IVAN VILLEGAS-BUZANI, Appellant

(Litigant Group) EDGAR IVAN VILLEGAS-BUZANI

- Edgar Ivan Villegas-Buzani

Attorneys for: Appellant

Tennie B Martin, Esq. (AZ Bar No. 16257)

CASE STATUS

Jan 13, 2017....Under Advisement

Jan 13, 2017....Assigned

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CR2008-144485-001			Peter C Reinstein, Hearing	PROBVIOL	

34 PROCEEDING ENTRIES

- 18-Nov-2015 FILED: Notice of Appeal from Maricopa County Superior Court filed 11/09/15. Notification sent to Court Reporters dated 11/17/2015. Includes Designation of Record
- 23-Dec-2015 FILED:e-Record on Appeal:
Instruments/Minute Entries: Combined
Disposition Report: None
Exhibits: None Sent with e-Record
- 7-Jan-2016 ORDERED: Court Reporter due date EXTENDED from Thursday, 01-07-2016 to Monday, 02-22-2016 for transcript of proceedings held on 10/20/2015. Hon Samuel A Thumma - Author
- 12-Jan-2016 FILED: Reporters Transcript - 07/08/2014 - (Janice Penfield)
- 16-Feb-2016 FILED: Reporters Transcript - 10/20/2015 - (Lori Theilmann)
- 17-Feb-2016 FILED: Notice of Completion of Record (VACATED per order dated 02/22/2016)
- 22-Feb-2016 ORDERED: consolidating cases 1 CA-CR 15-0754 and 1 CA-CR 15-0755. Case No. 1 CA-CR 15-0754 is designated the primary number. FURTHER ORDERED: vacating the notice of completion issued in 1 CA-CR 15-0755 and the opening brief due date. FURTHER ORDERED: court to reissue a notice of completion when the record in 1 CA-CR 15-0754 is complete. Anthony Mackey ProTem Judge - Author
- 6-Apr-2016 ORDERED: Court Reporter Karen Dawson due dates EXTENDED to 05/03/2016 for Transcripts dated 07/29/2015, 07/30/2015, 08/03/2015, 08/04/2015, 08/05/2015, 10/20/2015, 07/27/2015, 07/28/2015 or OSC 05/04/2016. Hon Samuel A Thumma - Author
- 6-May-2016 ORDERED: Court Reporter Karen Dawson transcripts dated 07/27/2015, 07/28/2015, 07/29/2015, 07/30/2015, 08/03/2015, 08/04/2015, 08/05/2015, 10/20/2015 past due. OSC set for 05/11/2016 Hon Samuel A Thumma - Author
- 12-May-2016 ORDERED: Court Reporter Karen Dawson is to surrender immediately all court reporter notes (Paper/Electronic), dictionary, any audio sync with names of software used, diskettes, CD's and any other pertinent material to Lori Dennsion, for transcription. FURTHER ORDERED: OSC set for 05/18/2016. Hon Samuel A Thumma - Author

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11. 20-May-2016 ORDERED: Court Reporter Karen Dawson shall appear for OSC on 06/01/2016. FURTHER ORDERED: Karen Dawson shall bring to OSC all court reporter notes (Paper/Electronic), dictionary, any audio sync with name of software used, diskettes, CD's, and any pertinent material for the proceedings held on 07/27/2015, 07/28/2015, 07/29/2015, 07/30/2015, 08/03/2015, 08/04/2015, 08/05/2015, 10/20/2015. FURTHER ORDERED: Should Karen Dawson fail to appear to OSC a warrant may issue to compel her attendance in this court. FURTHER ORDERED: Clerk of this Court shall ensure that Court Reporter Karen Dawson is personally served with this order. Hon Samuel A Thumma - Author; Hon Michael J Brown - Concur; Hon Jon W Thompson - Concur
12. 20-May-2016 FILED: Maricopa County Sheriff's Office - Document Acceptance Receipt
13. 23-May-2016 AMENDED ORDER: Court Reporter Karen Dawson shall appear for OSC on 06/01/2016. FURTHER ORDERED: Karen Dawson shall bring to OSC all court reporter notes (Paper/Electronic), dictionary, any audio sync with name of software used, diskettes, CD's, and any pertinent material for the proceedings held on 07/27/2015, 07/28/2015, 07/29/2015, 07/30/2015, 08/03/2015, 08/04/2015, 08/05/2015, 10/20/2015. FURTHER ORDERED: Should Karen Dawson fail to appear to OSC a warrant may issue to compel her attendance in this court. FURTHER ORDERED: Clerk of this Court shall ensure that Court Reporter Karen Dawson is personally served with this order. Hon Samuel A Thumma - Author; Hon Michael J Brown - Concur; Hon Jon W Thompson - Concur
14. 26-May-2016 FILED: Affidavit re: Maricopa County Sheriff's Office - Karen Dawson served on 05/24/2016
15. 2-Jun-2016 ORDERED: Court Reporter Karen Dawson shall provide to this court, by delivering them to the filing desk, second floor, of this court, 1501 W Washington, Phoenix, Arizona no later than 06/02/2016 by 10:00 a.m., the transcript of proceedings held in superior court on 07/27/2015, 07/28/2015, 07/29/2015, 07/30/2015, 08/03/2015, 08/04/2015, 08/05/2015, and 10/20/2015, all court reporter notes (Paper/Electronic), dictionary, any audio sync with name of software used, diskettes, CD's, and any other pertinent material. FURTHER ORDERED: Should Court Reporter Karen Dawson fail to fully and timely comply a warrant may issue to compel her attendance in this court and to obtain the transcript of proceedings. FURTHER ORDERED: OSC set for 06/15/2016. FURTHER ORDERED: Should Court Reporter Karen Dawson fail to appear as ordered, a warrant may issue to compel her attendance in this court and to obtain the transcript of proceedings. Hon Samuel A Thumma - Author; Hon Michael J Brown - Concur; Hon Peter B Swann - Concur
16. 3-Jun-2016 FILED: Letter, dated 06/03/2016 re: Civil Arrest Warrant/For Court Reporter Karen Dawson regarding Court of Appeals : CA-CR 15-0861, CA-CR 15-0742, CA-CR 15-0754, CA-CR 15-0755
17. 3-Jun-2016 ORDERED: Civil arrest warrant shall issue for the arrest of Court Reporter Karen Dawson. FURTHER ORDERED: The civil arrest warrant be executed on Court Reporter Karen Dawson such that she is arrested between 8:00 a.m. and 3:00 p.m. on a court business day. FURTHER ORDERED: When Court Reporter Karen Dawson is arrested, Clerk of this court be notified (602-542-4821) and Court Reporter Karen Dawson be transported to the Arizona Court of Appeals. Hon Samuel A Thumma - Author; Hon Michael J Brown - Concur; Hon Peter B Swann - Concur
18. 3-Jun-2016 ORDERED: Court Reporter Karen Dawson be arrested and taken into custody by the Sheriff of Maricopa County. FURTHER ORDERED: Warrant be executed between 8:00 a.m. and 3:00 p.m. on a court business day and that Court Reporter Karen Dawson be brought to the Court of Appeals, Division One, as soon as practicable but in any event within 24 hours of the execution of this warrant for an immediate hearing with this court. No bond is set until such time as Court Reporter Karen Dawson is seen by this court. Hon Samuel A Thumma - Author; Hon Michael J Brown - Concur; Hon Peter B Swann - Concur
19. 3-Jun-2016 FILED: Certificate of Execution re: Civil Arrest Warrant for Court Reporter Karen Dawson (Unsigned)
20. 20-Jun-2016 ORDERED: Court Reporter Karen Dawson OSC set for 07/06/2016 regarding sanctions. Hon Samuel A Thumma - Author
21. 1-Jul-2016 ORDERED: Confirming this court's orders finding Court Reporter Karen Dawson in civil contempt for failing to comply with this court's orders. FURTHER ORDERED: Court Reporter Karen Dawson shall provide to this court no later than 06/30/2016 by 3:00 p.m. the transcript of proceedings held in superior court on 07/30/2015 (from the beginning of the trial day to the afternoon break at approximately 2:50 p.m.), all court reporter notes (Paper/Electronic), dictionary, any audio sync with name of software used, diskettes, CD's and any other pertinent material. FURTHER ORDERED: OSC set for 07/06/2016. FURTHER ORDERED: Should Karen Dawson fail to comply with this order, additional proceedings, including criminal contempt proceedings, may be initiated. Hon Samuel A Thumma - Author; Hon Michael J Brown - Concur; Hon Andrew W Gould - Concur
22. 7-Jul-2016 ORDERED: Confirming this court's orders finding Court Reporter Karen Dawson in civil contempt for failing to comply with this court's orders. FURTHER ORDERED: Court Reporter Karen Dawson shall provide to this court the transcript of proceedings held in superior court on 07/30/2015 (from the beginning of the trial day to the afternoon break at approximately 2:50 p.m.), all court reporter notes (Paper/Electronic), dictionary, any audio sync with name of software used, diskettes, CDs, and any other pertinent material. FURTHER ORDERED: OSC set for 07/20/2016. FURTHER ORDERED: Court Reporter Karen Dawson spend no less than 20 hours reading and/or dictating her notes in this case and/or in State v Long, CR15-0742 between now and the 07/20/2016 hearing, all as discussed in open court on 07/06/2016. FURTHER ORDERED: Should Court Reporter Karen Dawson fail to comply with this order, additional proceedings, including criminal contempt proceedings may be initiated. Hon Samuel A Thumma - Author; Hon Michael J Brown - Concur; Hon Diane M Johnsen - Concur

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23. 21-Jul-2016 ORDERED: Confirming this court's orders finding Court Reporter Karen Dawson in civil contempt for failing to comply with this court's orders. FURTHER ORDERED: OSC set on 08/03/2016. FURTHER ORDERED: Court Reporter Karen Dawson spend no less than twenty hours reading and/or dictating her notes in this case and/or in State v Long, CR15-0742 between now and 08/03/2016 hearing, all as discussed in open court on 07/20/2016. FURTHER ORDERED: Should Court Reporter Karen Dawson fail to comply with this order, additional proceedings, including criminal contempt proceedings may be initiated. Hon Samuel A Thumma - Author; Hon Diane M Johnsen - Concur; Hon Andrew W Gould - Concur
24. 28-Jul-2016 FILED: Reporter's Transcript - 08/03/2015 - Trial Proceeding (Jane Westlund for Karen Dawson)
25. 4-Aug-2016 ORDERED: Confirming this court's orders finding Court Reporter Karen Dawson in civil contempt for failing to comply with this court's orders. FURTHER ORDERED: OSC set on 08/17/2016. FURTHER ORDERED: Court Reporter Karen Dawson spend no less than twenty hours reading and/or dictating her notes in this case between now and the 08/17/2016 hearing all as discussed in open court on 08/03/2016. FURTHER ORDERED: Should Court Reporter Karen Dawson fail to comply with this order, additional proceedings, including criminal contempt proceedings, may be initiated. Hon Samuel A Thumma - Author; Hon Michael J Brown - Author; Hon Andrew W Gould - Author
26. 5-Aug-2016 FILED: Reporter's Transcript - 08/03/2015 - Trial Proceeding - (Jane Westlund for Karen Dawson)
27. 22-Aug-2016 ORDERED: Confirming this court's orders finding Court Reporter Karen Dawson in civil contempt in this matter for failing to comply with this court's orders. FURTHER ORDERED: Court Reporter Karen Dawson shall pay to the Maricopa County Superior Court, Court Reporter Division, a total of \$2,400 with payments of no less than \$200 per month due the first business day of each month starting 10/03/2016 until paid in full. FURTHER ORDERED: These financial consequences are imposed in conjunction with the financial consequences imposed in State v Long, CR 15-0742, addressed simultaneously with this case at the 08/17/2016 hearing, such that Court Reporter Karen Dawson is ordered to pay a total of \$2,400 collectively for both cases. FURTHER ORDERED: No additional hearings are set at this time for Court Reporter Karen Dawson in this matter. Hon Samuel A Thumma - Author; Hon Michael J Brown - Concur; Hon Andrew W Gould - Concur
28. 25-Aug-2016 FILED: Notice of Completion of Record
29. 14-Oct-2016 ORDERED: Opening Brief due date EXTENDED from Tuesday, 10-11-2016 to Thursday, 11-10-2016. Fred Cole ProTem Judge - Author
30. 10-Nov-2016 FILED: Appellant's Opening Brief; Certificate of Compliance with Rule 31.13(b), ARCP; Certificate of Service (Appellant)
31. 10-Nov-2016 FILED: Motion for Leave to Allow Appellant to File Supplemental Brief In Propria Persona; Certificate of Service (Appellant)
32. 17-Nov-2016 ORDERED: Allowing appellant to file supplemental brief in propria persona; FURTHER ORDERED: Counsel to send copy of record to appellant, and copy of transmittal letter to Clerk/AG; FURTHER ORDERED: Appellant may raise additional points on/before 12/27/2016; FURTHER ORDERED: Answering brief to await court order. Anthony Mackey ProTem Judge - Author
33. 18-Nov-2016 FILED: Letter, dated 11/18/2016, to Appellant from Counsel re: Forwarding record on appeal (Appellant)
34. 13-Jan-2017 FILED: Assigning Anders appeal to Dept D for consideration and disposition. [Amy M. Wood, Clerk]