

Court of Appeals, Division One
Criminal

1 CA-CR 15-0760

STATE v. SMITH

Appellate Case Information Case Filed: 12-Nov-2015 Case Closed:	Dept/Composition Department E Hon. Kent E Cattani Hon. Lawrence F Winthrop Hon. Christopher T Whitten
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Side 1. STATE OF ARIZONA, Appellee
(Litigant Group) STATE OF ARIZONA

• State of Arizona **Attorneys for: Appellee**
Robert A Walsh, Esq. (AZ Bar No. 16071)

Side 2. ADAM LEE SMITH, Appellant
(Litigant Group) ADAM LEE SMITH

• Adam Lee Smith **Attorneys for: Appellant**
David Goldberg, Esq. (AZ Bar No. 12726)

CASE STATUS

Oct 26, 2016.....Under Advisement

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
YAV P1300CR201300621	See File	See File	Joseph C Butner, Sentencing	JURY	

54 PROCEEDING ENTRIES

1. 12-Nov-2015 FILED: Notice of Appeal from Yavapai County Superior Court filed 10/30/15. Notification sent to Court Reporters dated 11/09/2015
2. 12-Nov-2015 FILED: e-Record on Appeal:
Instruments/Minute Entries: Combined
Disposition Report: 253
Exhibits: List # 1 2 3 4 6 7 8 9 10 11 12 20 21 22 23 24 28 29 42 43 44 48 49 50 51 52 53 54 55 56 57 58 59 60
3. 12-Nov-2015 FILED: Reporters Transcript (05/21/14 [Debra Upham]) filed with e-Record
4. 19-Nov-2015 FILED: Additional Record on Appeal
Exhibits:
Hearing Date 02/24/2015 List # 41 cd
Hearing Date 03/27/2015 List # 64 65 66
Hearing Date 10/30/2015 List # 68
Exhibit A
5. 24-Nov-2015 FILED: Supplemented Superior Court e-Record with Revised Index of Record
6. 24-Nov-2015 ORDERED: Financial arrangements or copy of application for indigency due on/before 12/30/15. Anthony Mackey ProTem Judge - Author
7. 29-Nov-2015 FILED: Notice Re: Determination Of Indigence And Appointment Of Counsel On Appeal; Certificate Of Service (Appellant)
8. 1-Dec-2015 FILED: Notice of Appearance; Certificate of Service (Appellant)
9. 1-Dec-2015 FILED: Motion to Supplement the Record; Certificate of Service (Appellant)
10. 9-Dec-2015 ORDERED: Notice of Appearance (Appellant) = GRANTED/Substituting David Goldberg as counsel for the appellant for all further proceedings in place of C. Kenneth Ray, II. Anthony Mackey ProTem Judge - Author
11. 9-Dec-2015 ORDERED: Motion to Supplement the Record (Appellant) = GRANTED. Heidi Callahan transcript dated 02/28/14 due 01/07/16. FURTHER ORDERED: Debra Upham transcripts dated 11/24/14, 12/09/14, 03/24/15, 03/31/15, 06/23/15, 07/21/15, 10/26/15 due 01/07/16. FURTHER ORDERED: Christy Olesek transcript dated 12/09/14 due 01/07/16. Anthony Mackey ProTem Judge - Author

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12. 10-Dec-2015 AMENDED ORDER: Motion to Supplement the Record (Appellant) = GRANTED. Heidi Callahan transcript dated 02/28/14 due 01/07/16. FURTHER ORDERED: Debra Upham transcripts dated 11/24/14, 12/08/15, 12/09/14, 03/24/15, 03/31/15, 06/23/15, 07/21/15, 10/26/15 due 01/07/16. FURTHER ORDERED: Christy Olesek transcript dated 12/09/14 due 01/07/16.
13. 14-Dec-2015 FILED: Reporters Transcript - 01/27/2014 - (Heidi Callahan)
14. 22-Dec-2015 Court Reporter Debra Upham transcripts dated 05/21/14, 06/20/14, 08/05/14, 11/24/14, 12/08/14, 12/09/14 [sic], 12/17/14, 02/24/15, 03/10/15, 03/23/15, 03/24/15, 03/25/15, 03/27/15, 03/31/15, 04/07/15, 06/23/15, 07/21/15, 10/26/15, 10/30/15 due 01/21/16. Hon Samuel A Thumma - Author
15. 5-Jan-2016 FILED: Reporters Transcript - 03/25/2015 - (Debra Upham)
16. 5-Jan-2016 FILED: Reporters Transcript - 10/26/2015 - (Debra Upham)
17. 5-Jan-2016 FILED: Reporters Transcript - 10/30/2015 - (Debra Upham)
18. 5-Jan-2016 FILED: Reporters Transcript - 11/24/2014 - (Debra Upham)
19. 5-Jan-2016 FILED: Reporters Transcript - 03/23/2015 - (Debra Upham)
20. 5-Jan-2016 FILED: Reporters Transcript - 03/24/2015 - (Debra Upham)
21. 5-Jan-2016 FILED: Reporters Transcript - 03/27/2015 - (Debra Upham)
22. 5-Jan-2016 FILED: Reporters Transcript - 03/31/2015 - (Debra Upham)
23. 5-Jan-2016 FILED: Reporters Transcript - 08/05/2014 - (Debra Upham)
24. 5-Jan-2016 FILED: Reporters Transcript - 12/17/2014 - (Debra Upham)
25. 5-Jan-2016 FILED: Reporters Transcript - 12/08/2014 - (Debra Upham)
26. 5-Jan-2016 FILED: Reporters Transcript - 02/24/2015 - (Debra Upham)
27. 5-Jan-2016 FILED: Reporters Transcript - 03/10/2015 - (Debra Upham)
28. 5-Jan-2016 FILED: Reporters Transcript - 04/07/2015 - (Debra Upham)
29. 5-Jan-2016 FILED: Reporters Transcript - 06/20/2014 - (Debra Upham)
30. 5-Jan-2016 FILED: Reporters Transcript - 06/23/2015 - (Debra Upham)
31. 5-Jan-2016 FILED: Reporters Transcript - 07/21/2015 - (Debra Upham)
32. 11-Jan-2016 FILED: Reporters Transcript (12/09/14 [Christine A Olesek])
33. 12-Jan-2016 ORDERED: Court Reporter Heidi Callahan transcript dated 02/28/14 due 02/11/16. Hon Samuel A Thumma - Author
34. 13-Jan-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record
35. 11-Feb-2016 FILED: Reporters Transcript - 02/28/2014 - (Heidi Callahan)
36. 12-Feb-2016 FILED: Notice of Completion of Record
37. 23-Mar-2016 ORDERED: Opening Brief due date EXTENDED from Monday, 03-28-2016 to Wednesday, 04-27-2016. Fred Cole ProTem Judge - Author
38. 12-Apr-2016 FILED: Appellant's Opening Brief; Appellant's Certificate of Compliance; Appellant's Certificate of Service (Appellant)
39. 12-Apr-2016 FILED: Appellant's Motion to Unseal Item 194 and to Supplement the Record with Voir Dire Transcript; Appellant's Certificate of Service (Appellant)
40. 15-Apr-2016 FILED: Notice of Appearance; Certificate of Service (Appellee)
41. 19-Apr-2016 ORDERED: Appellant's Motion to Unseal Item 194 and to Supplement the Record with Voir Dire Transcript (Appellant) = GRANTED/Unsealing random jury list, IOR 194 for this appeal only. Anthony Mackey ProTem Judge - Author
42. 19-Apr-2016 ORDERED: Supplementing Record with Christine Olesek transcript dated 03/24/2015. Transcript due 05/18/2016. Anthony Mackey ProTem Judge - Author

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43. 1-Jun-2016 ORDERED: Answering Brief due date EXTENDED from Tuesday, 05-31-2016 to Thursday, 06-30-2016. Fred Cole ProTem Judge - Author
44. 29-Jun-2016 FILED: Motion for Extension of Time to File Answering Brief (Second Request); Certificate of Service (Appellee)
45. 30-Jun-2016 ORDERED: Motion for Extension of Time to File Answering Brief (Second Request) (Appellee) = GRANTED/Due date EXTENDED from Thursday, 06-30-2016 to Friday, 07-15-2016. Anthony Mackey ProTem Judge - Author
46. 1-Jul-2016 FILED: Reporter's Transcripts 03/24/2015 Jury Trial (Christine Olesek)
47. 15-Jul-2016 FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
48. 15-Jul-2016 FILED: Motion to File Answering Brief Exceeding Word Limit; Certificate of Service (Appellee)
49. 19-Jul-2016 ORDERED: Reply Brief due date EXTENDED from Tuesday, 08-09-2016 to Monday, 08-29-2016. Fred Cole ProTem Judge - Author
50. 26-Jul-2016 ORDERED: Motion to File Answering Brief Exceeding Word Limit (Appellee) = GRANTED/Clerk of this Court to filed the tendered brief. Anthony Mackey ProTem Judge - Author
51. 22-Aug-2016 FILED: Appellant's Reply Brief; Appellant's Certificate of Compliance; Appellant's Certificate of Service (Appellant)
52. 22-Aug-2016 FILED: Motion to Exceed Word Count; Certificate of Service (Appellant)
53. 29-Aug-2016 CLNDR: CONFERENCE, Department E, 10-26-16, COURTROOM 2.
54. 29-Aug-2016 ORDERED: Granting Appellant's Motion to Exceed Word Count. Hon Kent E Cattani Judge - Author