

**Court of Appeals, Division One**  
**Criminal - Anders Appeal**

**1 CA-CR 16-0100**

**STATE v. MCCRAY**

<b>Appellate Case Information</b> Case Filed: 22-Feb-2016 Case Closed:	<b>Dept/Composition</b> <b>Department B</b> Hon. Patricia K Norris Hon. Samuel A Thumma Hon. Margaret H Downie
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**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. LAUREN JANE MCCRAY, Appellant**  
 (Litigant Group) LAUREN JANE MCCRAY

• Lauren Jane Mccray **Attorneys for: Appellant**  
Craig Williams, Esq. (AZ Bar No. 14929)

**CASE STATUS**

Dec 6, 2016.....Decision Rendered

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
YAV P1300CR201200204	Aggravated Driving with B.A.C. of 0.08 or More While License Suspended, Class 4; Aggravated Driving with B.A.C. of 0.08 or More While License Suspended, Class 4	9.75 Years; 9.75 Years	Michael R Bluff, Sentencing	JURY	

**2 OPEN DUE DATES**

**Motion for Reconsideration Due** **Due By:** Tuesday, January 10, 2017  
*Re: MEMORANDUM DECISION (Affirmed) Hon Samuel A Thumma - Author; Hon Patricia K Norris - Concur; Hon Margaret H Downie - Concur (Motion for reconsideration extended thirty days from date of this decision.)*

**Petition for Review to ASC due** **Due By:** Tuesday, January 10, 2017  
*Re: MEMORANDUM DECISION (Affirmed) Hon Samuel A Thumma - Author; Hon Patricia K Norris - Concur; Hon Margaret H Downie - Concur (Motion for reconsideration extended thirty days from date of this decision.)*

**CASE DECISION**

06-Dec-2016 <b>MEMORANDUM DECISION</b> Samuel Thumma.....Author Patricia Norris.....Concur Margaret Downie.....Concur	Filed: <b>06-Dec-2016</b> <span style="float: right;">Mandate:</span> <hr/> Decision Disposition <p align="center"><b>Affirmed</b></p>
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**47 PROCEEDING ENTRIES**

1. 22-Feb-2016 FILED: Notice of Appeal from Yavapai County Superior Court filed 02/03/16. Notification sent to Court Reporters dated 2/08/2016.
2. 22-Feb-2016 FILED: e-Record on Appeal: Instruments/Minute Entries: Combined  
Disposition Report: None  
Exhibits: # 30 31 36 46 47 48 49 53 sent with e-Record
3. 24-Feb-2016 FILED: Additional Record on Appeal  
Exhibits:  
CD Exhibits # 51 52

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4. 25-Feb-2016 FILED: Additional Record on Appeal:  
Copy of State's Response to Defendant's Motion to Suppress and Motion to Dismiss with Exhibit A (DVD recording) - filed 10/30/12 in Yavapai County Superior Court (in manila envelope)
5. 13-Mar-2016 FILED: Reporter's Transcripts: 10/14/2015 Evidentiary Hearing - Oral Argument (M. Lisa Edgar)
6. 13-Mar-2016 FILED: Reporter's Transcripts: 12/28/2015 Jury Trial - Day One (M. Lisa Edgar)
7. 13-Mar-2016 FILED: Reporter's Transcripts: 12/29/2015 Jury Trial - Day Two (M. Lisa Edgar)
8. 13-Mar-2016 FILED: Reporter's Transcripts: 12/30/2015 Jury Trial - Day Three (M. Lisa Edgar)
9. 13-Mar-2016 FILED: Reporter's Transcripts: 12/31/2016 Jury Trial Day Four (M. Lisa Edgar)
10. 13-Mar-2016 FILED: Reporter's Transcripts: 01/05/2016 Jury Trial Day Five (M. Lisa Edgar)
11. 13-Mar-2016 FILED: Reporter's Transcripts: 02/01/2016 Sentencing (M. Lisa Edgar)
12. 23-Mar-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record (Includes copies of transcripts previously filed with Court)
13. 25-Mar-2016 FILED: Reporters Transcript (01/04/13, 01/23/13) [Steve King]
14. 11-Apr-2016 FILED: Notice of Completion of Record
15. 18-Apr-2016 FILED: Notice of Incomplete Record and Motion to Supplement Record; Certificate of Service (Appellant)
16. 27-Apr-2016 ORDERED: Notice of Incomplete Record and Motion to Supplement Record (Appellant) = GRANTED/Transcripts due 05/26/2016. FURTHER ORDERED: Opening Brief due date EXTENDED to 06/27/2016. Anthony Mackey ProTem Judge - Author
17. 30-Apr-2016 FILED: Reporter's Transcripts 12/22/2014 Change of Plea (Mina Hunt)
18. 2-May-2016 FILED: Letter, 5/2/16, to Court from Counsel for Appellant re: request for copy of trial court exhibits 51 and 52
19. 17-May-2016 FILED: Letter, dated 5/17/16, to Counsel for Appellant from Court re: enclosing copy of requested exhibits
20. 19-May-2016 FILED: Reporters Transcript (09/07/12, 04/08/13, 09/22/14, 11/17/14, 12/16/14, 12/29/14, 02/23/15, 03/04/15) [Steve King]
21. 25-May-2016 FILED: Request for Extension (Court Reporter M. Lisa Edgar)
22. 25-May-2016 FILED: Substitution of Counsel; Certificate of Service (Appellant)
23. 26-May-2016 FILED: Reporter's Transcript - 08/24/15 - Pretrial Conference (M. Lisa Edgar)
24. 26-May-2016 FILED: Reporter's Transcript - 9/8/15 - Pretrial Conference (M Lisa Edgar)
25. 26-May-2016 FILED: Reporter's Transcript - 11/23/15 - Status Conference (M Lisa Edgar)
26. 26-May-2016 FILED: Reporter's Transcript - 1/8/16 - Evidentiary Hearing (M Lisa Edgar)
27. 26-May-2016 FILED: Reporter's Transcript - 12/29/15 - Opening Statement (M Lisa Edgar)
28. 26-May-2016 FILED: Reporter's Transcript - 1/5/16 - Juror Question (M Lisa Edgar)
29. 26-May-2016 FILED: Reporter's Transcript - 12/28/15 - Pretrial Conference (M Lisa Edgar)
30. 26-May-2016 FILED: Reporter's Transcript - 12/31/15 - Closing Argument (M Lisa Edgar)
31. 31-May-2016 FILED: Reporter's Transcript - 12/22/2015 - McCray Settlement Conference (M. Lisa Edgar)
32. 31-May-2016 FILED: Reporter's Transcript - 12-08-2015 - Evidentiary Hearing (M. Lisa Edgar)
33. 1-Jun-2016 FILED: Reporter's Transcript - 12/22/2015 - McCray Oral Argument and Settlement Conference (M Lisa Edgar)
34. 3-Jun-2016 ORDERED: Substitution of Counsel (Appellant) = GRANTED/Substituting Craig Williams as counsel for the appellant for all further proceedings in place of John Napper. Anthony Mackey ProTem Judge - Author
35. 7-Jun-2016 FILED: Request for Extension of Time to File Opening Brief; Certificate of Service (Appellant)

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36. 8-Jun-2016 ORDERED: Request for Extension of Time to File Opening Brief (Appellant) = GRANTED/Due date EXTENDED from Monday, 06-27-2016 to Wednesday, 07-27-2016. Anthony Mackey ProTem Judge - Author
37. 10-Jun-2016 FILED: Reporter's Transcript - 06/09/2015 - Pretrial Conference/Motion to Hold Defendant Non Bondable (Christine Anne Olesek)
38. 21-Jun-2016 ORDERED: Accepting the transcripts as filed (transcripts dated 12/22/2015, 12/08/2015). Anthony Mackey ProTem Judge - Author
39. 11-Jul-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record (includes copy of transcripts filed directly with COA1 previously)
40. 27-Jul-2016 FILED: Appellant Opening Brief (Anders); Certificate of Compliance; Certificate of Service (Appellant)
41. 3-Aug-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 09/12/2016; FURTHER ORDERED: Answering brief to await court order. Anthony Mackey ProTem Judge - Author
42. 3-Aug-2016 FILED: Letter, dated 07/27/2016 to Appellant from Counsel re: Forwarding Record on Appeal; Court of Appeals Order (Appellant)
43. 23-Aug-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record
44. 24-Aug-2016 FILED: Courtesy Copy - Order Dismissing Notice of Post-Conviction Relief filed in Yavapai County Superior Court on 08/22/2016.
45. 28-Sep-2016 FILED: Assigning Anders appeal to Dept B for consideration and disposition. [Amy M. Wood, Clerk]
46. 6-Dec-2016 MEMORANDUM DECISION (Affirmed) Hon Samuel A Thumma - Author; Hon Patricia K Norris - Concur; Hon Margaret H Downie - Concur (Motion for reconsideration extended thirty days from date of this decision.)
47. 6-Dec-2016 FILED: Memorandum Decision Distribution List