

Court of Appeals, Division One

Criminal

1 CA-CR 16-0168

STATE v. CUEN

Appellate Case Information

Case Filed: 15-Mar-2016

Case Closed:

Dept/Composition

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. JOE CUEN, Appellant

(Litigant Group) JOE CUEN

- Joe Cuen

Attorneys for: Appellant

Wendy L Mays, Esq. (AZ Bar No. 21923)

CASE STATUS

Aug 25, 2016...Record Complete-Notice Completion Sent

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CR2011-008083-001, Sexual Assault, Class 2, 10.5 Years, Daniel J Kiley, Sentencing, JURY.

OPEN DUE DATE

Opening Brief Due

Due By:

Monday, February 6, 2017

Re: FILED: Notice of Completion of Record

[4 extensions]

PENDING MATTER

Order to Show Cause - Attorney

Filed: 4-Jan-2017

OB due 02/06/2017 by W. Mays

98 PROCEEDING ENTRIES

- 1. 15-Mar-2016 FILED: Notice of Appeal from Maricopa County Superior Court filed 03/04/16. Notification to Court Reporters dated 03/14/16.
2. 21-Mar-2016 ORDERED: Appointing Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Transcripts due 05/05/2016. Anthony Mackey ProTem Judge - Author
3. 23-Mar-2016 FILED: Reporter's Transcript - 10/26/15 - Trial Management Conference (Renee A. Mobley)
4. 5-Apr-2016 FILED: Reporter's Transcript - 01/12/16 - Trial Day 1 (Scott A. Kindle)
5. 5-Apr-2016 FILED: Reporter's Transcript - 01/13/16 - Trial Day 2 (Scott A. Kindle)
6. 5-Apr-2016 FILED: Reporter's Transcript - 01/14/16 - Trial Day 3 (Scott A. Kindle)
7. 15-Apr-2016 FILED: Additional Record on Appeal Exhibits: Hearing Date 8/17/12 List and #2, 3, 4, 7, 8, 10, 11, 12 in manila envelope; Hearing Date 4/22/13 - List and # 1, 2, 3 in manila envelope; Hearing Date 1/12/16 - List and # 1, 2, 6, 8, 12, 15, 16, 24, 25, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39 in manila envelope; Hearing Date 3/4/16 - List and # 1, 2, 3, 4, 5 in manila envelope; Confidential Criminal History in manila envelope
8. 18-Apr-2016 FILED:e-Record on Appeal: Instruments/Minute Entries: Combined Disposition Report: #531 Exhibits: None Sent with e-Record (Includes Copies of Transcripts Originally Filed in COA)
9. 28-Apr-2016 FILED: Reporter's Transcript - 01/19/16 - Trial Day 4 (Scott A. Kindle)
10. 28-Apr-2016 FILED: Reporter's Transcript - 01/20/16 - Trial Day 5 (Scott A. Kindle)

Court of Appeals, Division One**Criminal****1 CA-CR 16-0168****STATE v. CUEN****98 PROCEEDING ENTRIES**

11. 28-Apr-2016 FILED: Reporter's Transcript - 01/21/16 - Trial Day 6 (Scott A. Kindle)
12. 28-Apr-2016 FILED: Reporter's Transcript - 01/25/16 - Trial Day 7 (Scott A. Kindle)
13. 2-May-2016 FILED: First Request for Extension of Time to File Transcripts (Scott A. Kindle)
14. 5-May-2016 ORDERED: First Request for Extension of Time to File Transcripts (Scott A. Kindle) = GRANTED/Due dates EXTENDED to 06/06/2016 for transcripts dated 10/19/2015, 10/20/2015, 10/21/2015, 01/26/2016, 01/27/2016, 01/28/2016, 02/01/2016, 02/02/2016, 02/03/2016, 03/04/2016 or OSC 06/15/2016. Hon Samuel A Thumma - Author
15. 25-May-2016 FILED: Reporter's Transcript - 01/26/2016 - Trial Day 8 (Scott A. Kindle)
16. 25-May-2016 FILED: Reporter's Transcript - 01/27/2016 - Trial Day 9 (Scott A. Kindle)
17. 25-May-2016 FILED: Reporter's Transcript - 01/28/2016 - Trial Day 10 (Scott A. Kindle)
18. 25-May-2016 FILED: Reporter's Transcript - 02/01/2016 - Trial Day 11 (Scott A. Kindle)
19. 25-May-2016 FILED: Reporter's Transcript - 02/03/2016 - Trial Day 13 (Scott A. Kindle)
20. 25-May-2016 FILED: Reporters Transcript - 03/04/2016 - Priors Trial and Sentencing (Scott A. Kindle)
21. 26-May-2016 FILED: Courtesy Copy of Designation of Record originally filed in Superior Court
22. 1-Jun-2016 FILED: Reporter's Transcript - 10/19/2015 - Trial Day 1 (Scott A. Kindle)
23. 1-Jun-2016 FILED: Reporter's Transcript - 10/20/2015 - Trial Day 2 (Scott A. Kindle)
24. 1-Jun-2016 FILED: Reporter's Transcript - 10/21/2015 - Trial Day 3 (Scott A. Kindle)
25. 1-Jun-2016 FILED: Reporter's Transcript - 02/02/2016 - Trial Day 12 (Scott A. Kindle)
26. 3-Jun-2016 FILED: Courtesy Copy of CORRECTED Designation of Record for Appeal Filed in Superior Court (Appellant)
27. 6-Jun-2016 ORDERED: Court Reporter Denise R Vaishville transcript of proceeding held on 08/17/2012 due 07/06/2016. Hon Samuel A Thumma - Author
28. 6-Jun-2016 ORDERED: Court Reporter Melody A O'Donnell transcript of proceeding held on 10/16/2012 due 07/06/2016. Hon Samuel A Thumma - Author
29. 6-Jun-2016 ORDERED: Court Reporter Pamela D Remus transcript of proceeding held on 10/25/2012 due 07/06/2016. Hon Samuel A Thumma - Author
30. 6-Jun-2016 ORDERED: Court Reporter Marmie L Guimont transcript of proceeding held on 04/15/2013 due 07/06/2016. Hon Samuel A Thumma - Author
31. 6-Jun-2016 ORDERED: Court Reporter Lydia A Estrada-Gray transcript of proceedings held on 02/27/2014 due 07/06/2016. Hon Samuel A Thumma - Author
32. 6-Jun-2016 ORDERED: Court Reporter Wanda Bauer transcript of proceeding held on 03/19/2015 due 07/06/2016. Hon Samuel A Thumma - Author
33. 6-Jun-2016 ORDERED: Court Reporter Scott Kindle transcripts dated 04/26/2012, 06/15/2012, 07/24/2012, 08/07/2012, 11/09/2012, 11/29/2012, 12/04/2012, 12/06/2012, 01/09/2013, 02/11/2013, 03/05/2013, 03/19/2013, 04/02/2013, 04/22/2013, 04/23/2013, 04/24/2013, 04/25/2013, 06/11/2013, 06/20/2013, 07/18/2013, 08/21/2013, 09/19/2013, 10/23/2013, 12/03/2013, 01/31/2014, 04/18/2014, 05/15/2014, 08/08/2014, 09/05/2014, 10/03/2014, 11/06/2014, 12/10/2014, 02/05/2015, 05/14/2015, 06/02/2015, 08/03/2015, 08/10/2015, 09/21/2015, 10/06/2015, 01/07/2016, 01/11/2016 due 07/06/2016. Hon Samuel A Thumma - Author
34. 6-Jun-2016 FILED: 10/16/2012 - Final Trial Management Conference - (Melody O'Donnell)
35. 6-Jun-2016 FILED: Reporter's Transcript - 08/17/2012 - Trial (Denise Vaishville)
36. 7-Jun-2016 ORDERED: Court Reporter Lori A Pulsifer transcript of proceedings held on 03/18/2014 due 07/07/2016. Hon Samuel A Thumma - Author
37. 8-Jun-2016 FILED: Reporter's Transcript - 04/15/2013 - Trial Management Conf (Marmie Guimont)
38. 15-Jun-2016 FILED: Reporter's Transcript - 03-19-2015 (Wanda Bauer)

Court of Appeals, Division One

Criminal

1 CA-CR 16-0168

STATE v. CUEN

98 PROCEEDING ENTRIES

39. 23-Jun-2016 FILED: Reporter's Transcript - 11/29/2012 - Final Trial Management Conference (Scott A. Kindle)
40. 23-Jun-2016 FILED: Reporter's Transcript - 04/22/2013 - Hearing (Scott A. Kindle)
41. 23-Jun-2016 FILED: Reporter's Transcript - 04/24/2013 - Hearing (Scott A. Kindle)
42. 23-Jun-2016 FILED: Reporter's Transcript - 04/25/2013 - Hearing (Scott A. Kindle)
43. 24-Jun-2016 FILED: Reporter's Transcript - 04/26/2012 - Final Trial Management Conference (Scott A. Kindle)
44. 24-Jun-2016 FILED: Reporter's Transcript - 06/15/2012 - Status Conference (Scott A. Kindle)
45. 24-Jun-2016 FILED: Reporter's Transcript - 06/19/2012 - Status Conference (Scott A. Kindle)
46. 24-Jun-2016 FILED: Reporter's Transcript - 07/24/2012 - Oral Argument (Scott A. Kindle)
47. 24-Jun-2016 FILED: Reporter's Transcript - 08/07/2012 - Status Conference (Scott A. Kindle)
48. 24-Jun-2016 FILED: Reporter's Transcript - 11/01/2012 - Hearing (Scott A. Kindle)
49. 24-Jun-2016 FILED: Reporter's Transcript - 12/04/2012 - Trial Management Conference (Scott A. Kindle)
50. 24-Jun-2016 FILED: Reporter's Transcript - 12/06/2012 - Trial Management Conference (Scott A. Kindle)
51. 24-Jun-2016 FILED: Reporter's Transcript - 01/09/2013 - Hearing (Scott A. Kindle)
52. 24-Jun-2016 FILED: Reporter's Transcript - 02/11/2013 - Hearing (Scott A. Kindle)
53. 24-Jun-2016 FILED: Reporter's Transcript - 03/05/2013 (Trial Setting) Scott A. Kindle
54. 27-Jun-2016 FILED: Reporter's Transcript - 06/11/2013 - Hearing Continued (Scott A. Kindle)
55. 27-Jun-2016 FILED: Reporter's Transcript - 06/20/2013 - Comprehensive Pretrial Conference (Scott A. Kindle)
56. 27-Jun-2016 FILED: Reporter's Transcript - 03/19/2013 - Final Trial Management Conference (Scott A. Kindle)
57. 27-Jun-2016 FILED: Reporter's Transcript - 04/02/2013 - Status Conference (Scott A. Kindle)
58. 27-Jun-2016 FILED: Reporter's Transcript - 04/23/2013 - Trial - Day 1 (Scott A. Kindle)
59. 27-Jun-2016 FILED: Reporter's Transcript - 05/06/2013 - Trial - Day 2 (Scott A. Kindle)
60. 5-Jul-2016 FILED: Reporter's Transcript - 11/06/2014 - Case Management Conference (Scott A. Kindle)
61. 5-Jul-2016 FILED: Reporter's Transcript - 11/20/2014 - Case Management Conference (Scott A. Kindle)
62. 5-Jul-2016 FILED: Reporter's Transcript - 12/10/2014 - Status Conference (Scott A. Kindle)
63. 5-Jul-2016 FILED: Reporter's Transcript - 02/05/2015 - Case Management Conference (Scott A. Kindle)
64. 5-Jul-2016 FILED: Reporter's Transcript - 07/18/13 - Final Trial Management Conference (Scott A. Kindle)
65. 5-Jul-2016 FILED: Reporter's Transcript - 08/21/13 - Status Conference (Scott A. Kindle)
66. 5-Jul-2016 FILED: Reporter's Transcript - 09/19/13 - Status Conference (Scott A. Kindle)
67. 5-Jul-2016 FILED: Reporter's Transcript - 10/23/13 - Status Conference (Scott A. Kindle)
68. 5-Jul-2016 FILED: Reporter's Transcript - 12/03/13 - Status Conference (Scott A. Kindle)
69. 5-Jul-2016 FILED: Reporter's Transcript - 01/31/14 - Status Conference (Scott A. Kindle)
70. 5-Jul-2016 FILED: Reporter's Transcript - 04/18/14 - Case Management Conference (Scott A. Kindle)
71. 5-Jul-2016 FILED: Reporter's Transcript - 05/15/2014 - Case Management Conference (Scott A. Kindle)
72. 5-Jul-2016 FILED: Reporter's Transcript - 06/19/14 - Case Management Conference (Scott A. Kindle)
73. 5-Jul-2016 FILED: Reporter's Transcript - 08/08/14 - Case Management Conference (Scott A. Kindle)

Court of Appeals, Division One**Criminal****1 CA-CR 16-0168****STATE v. CUEN****98 PROCEEDING ENTRIES**

74. 5-Jul-2016 FILED: Reporter's Transcript - 09/05/14 - Case Management Conference (Scott A. Kindle)
75. 5-Jul-2016 FILED: Reporter's Transcript - 10/03/14 - Case Management Conference (Scott A. Kindle)
76. 5-Jul-2016 FILED: Reporter's Transcript - 02/27/2014 - Case Management Conference (Lydia Estrada-Gray)
77. 6-Jul-2016 FILED: Reporter's Transcript - 05/14/2015 - Case Management Conference (Scott A. Kindle)
78. 6-Jul-2016 FILED: Reporter's Transcript - 06/02/2015 - Final Trial Management Conference (Scott A. Kindle)
79. 6-Jul-2016 FILED: Reporter's Transcript - 08/03/2015 - Final Trial Management Conference (Scott A. Kindle)
80. 6-Jul-2016 FILED: Reporter's Transcript - 08/10/2015 - Hearing (Scott A. Kindle)
81. 6-Jul-2016 FILED: Reporter's Transcript - 09/21/2015 - Final Trial Management Conference (Scott A. Kindle)
82. 6-Jul-2016 FILED: Reporter's Transcript - 10/06/2015 - FTMC and Hearing (Scott A. Kindle)
83. 6-Jul-2016 FILED: Reporter's Transcript - 01/07/2016 - Final Trial Management Conference (Scott A. Kindle)
84. 6-Jul-2016 FILED: Reporter's Transcript - 01/11/2016 - Hearing (Scott A. Kindle)
85. 8-Jul-2016 FILED: Reporter's Transcript - 10/25/2012 - Settlement Conference (Pamela Remus)
86. 22-Jul-2016 FILED: Motion to Unseal Documents; Certificate of Service (Appellant)
87. 26-Jul-2016 ORDERED: Court Reporter Lori A Pulsifer transcript dated 03/18/2014 past due. OSC set on 08/17/2016. Hon Samuel A Thumma - Author
88. 2-Aug-2016 ORDERED: Motion to Unseal Documents (Appellant) = GRANTED/Unsealing the Random Jury Lists, IOR 209, 431 and 509, Probate Court County of Wilcox State of Georgia Order, IOR 421, and Order to File Exhibits Under Seal, IOR 422 for this appeal only. Anthony Mackey ProTem Judge - Author
89. 16-Aug-2016 FILED: Reporter's Transcript - 03/18/2014 - CMC (Lori A. Pulsifer)
90. 25-Aug-2016 FILED: Notice of Completion of Record
91. 9-Sep-2016 FILED: Motion to Withdraw and Substitute New Counsel; Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
92. 20-Sep-2016 ORDERED: Motion to Withdraw and Substitute New Counsel (Appellant) = GRANTED/Appointing attorney Wendy Mays as attorney for appellant. FURTHER ORDERED: Maricopa County Public Defender forward to newly-appointed counsel all files, records, transcripts. FURTHER ORDERED: Motion to Extend Opening Brief Due Date = GRANTED/Due date EXTENDED from Tuesday, 10-11-2016 to Thursday, 11-03-2016. Anthony Mackey ProTem Judge - Author
93. 10-Oct-2016 FILED: Motion to Extend Time to File Opening Brief; Certificate of Service Motion to Extend Time (Appellant)
94. 12-Oct-2016 ORDERED: Motion to Extend Time to File Opening Brief (Appellant) = GRANTED/Due date EXTENDED from Thursday, 11-03-2016 to Monday, 12-05-2016. Anthony Mackey ProTem Judge - Author
95. 5-Dec-2016 FILED: Motion to Extend Time to File Opening Brief; Certificate of Service (Appellant)
96. 7-Dec-2016 ORDERED: Motion to Extend Time to File Opening Brief (Appellant) = GRANTED/Due date EXTENDED from Monday, 12-05-2016 to Wednesday, 01-04-2017. Anthony Mackey ProTem Judge - Author
97. 3-Jan-2017 FILED: Motion to Extend Time to File Opening Brief; Certificate of Service (Appellant)
98. 4-Jan-2017 ORDERED: Motion to Extend Time to File Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Wednesday, 01-04-2017 to Monday, 02-06-2017 or OSC 02/15/2017 (W. Mays) Anthony Mackey ProTem Judge - Author