

Court of Appeals, Division One

Criminal - Anders Appeal

1 CA-CR 23-0316

STATE v. PATTEN

Appellate Case Information

Case Filed: 3-Aug-2023
Case Closed: 8-Jul-2024

Decision

Dept/Composition

Department F

Hon. Daniel J Kiley
Hon. Kent E Cattani
Hon. D Steven Williams

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Appellee

Alice Jones, Esq. (AZ Bar No. 28062)

Side 2. JOHN AARON PATTEN, Appellant

(Litigant Group) JOHN AARON PATTEN

- John Aaron Patten

Attorneys for: Appellant

Michael J Dew, Esq. (AZ Bar No. 4543)

CASE STATUS

Jul 8, 2024.....Case Closed

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
YAV P1300CR202200980	Making a False Report of a Terrorist Threat, Class 3	7.5 years, ADOC	Debra R Phelan, Sentencing	JURY	

CASE DECISION

30-May-2024 MEMORANDUM DECISION

Kent Cattani.....Author
Daniel Kiley.....Concur
D Williams.....Concur

Filed: 30-May-2024 Mandate: 08-Jul-2024

Decision Disposition

Affirmed

28 PROCEEDING ENTRIES

- 3-Aug-2023 FILED: Notice of Appeal from Yavapai County Superior Court filed 07/17/23. Notification to Court Reporters dated 07/25/23.
- 3-Aug-2023 FILED: e-Record on Appeal:
Instruments/Minute Entries: Combined
Disposition Report: 15 100
Exhibits: Hearing Date: 05/17-05/19/2023 List # P1 P2 P3 P4 P5 P6 P7 P8 P9 P10 P11 P12 P13 P14 P15 P16 P17 P18 P19 P20 P21 P22 P23 P24 P25 P26 P27 P28 P29 P30 P31 P32 P33 P34 P35 P36 P37 P38 P39 P40 P41 P42 P43 P44 P45 P46 P47 P48 P49 P50 P51 P52 P53 P54 P55 D1 D2 D3 D4 D5 D6 D7 D8 D9 D10 D11 D12 D13 D14 D15 D16 D17 D18 D19 D20 D21 D22 D23 D24 D25 D26 D27 D28 D29
Hearing Date: 06/05/2023 List # P1 P2 P3 P4 P5
- 4-Aug-2023 FILED: Appellate Clerk Notice (31.2(g))
- 8-Aug-2023 FILED: Notice of Appointment of Appellate Counsel; Certificate of Service (Appellant)
- 9-Aug-2023 FILED: Request for Extension (Time to File Transcripts) (Lisa Chaney)
- 9-Aug-2023 ORDERED: Court reporters Laura Ashbrook, Mina Hunt, Susanne Nardoizzi, and Lisa Chaney transcripts due 09/25/2023. Benjamin A Armstrong ProTem Judge - Author
- 9-Aug-2023 ORDERED: Request for Extension (Time to File Transcripts) (Lisa Chaney) = GRANTED. Due date EXTENDED from Monday, 09-25-2023 to Monday, 10-02-2023 (Transcript for 07/17/2023 by Reporter Lisa A Chaney) or OSC set on 10/11/2023. Hon Randall M Howe - Author
[AMENDED per order filed 08/09/2023]
- 9-Aug-2023 AMENDED ORDER: Request for Extension (Time to File Transcripts) (Lisa Chaney) = GRANTED. Due date EXTENDED from Monday, 09-25-2023 to Monday, 10-02-2023 (Transcript for 07/17/2023 by Reporter Lisa A Chaney) or OSC set on 10/04/2023. Hon Randall M Howe - Author

Court of Appeals, Division One**Criminal - Anders Appeal****1 CA-CR 23-0316****STATE v. PATTEN****28 PROCEEDING ENTRIES**

9.	16-Aug-2023	FILED: Returned US Mail, Order Regarding Counsel and Transcripts dated 08/09/2023, addressed to John Aaron Patten, Not in Custody,(Resent 08/17/2023)
10.	6-Sep-2023	FILED: Reporter's Transcript - 07/17/2023 - Judgment of Guilt and Sentence (Lisa A. Chaney)
11.	12-Sep-2023	FILED: Reporter's Transcript - 05/19/2023 - Trial Day Three (Mina G Hunt)
12.	20-Sep-2023	FILED: Request for Extension of Time (Time to File Transcripts) (Susanne Nardozzi)
13.	20-Sep-2023	ORDERED: Request for Extension of Time (Time to File Transcripts) (Susanne Nardozzi) = GRANTED. Due Dates EXTENDED to 10/25/2023 for Transcripts dated 05/17/2023, 05/19/2023 or OSC set on 11/01/2023. Hon Randall M Howe - Author [VACATED per order filed 10/25/2023]
14.	21-Sep-2023	FILED: Reporter's Transcript - 05/17/2023 - Jury Trial - Day 1 - Afternoon Session - (Laura Ashbrook)
15.	21-Sep-2023	FILED: Reporter's Transcript - 05/18/2023 - Jury Trial - Day 2 - (Laura Ashbrook)
16.	25-Oct-2023	FILED: Request for Extension of Time (Time to File Transcripts) (Susanne Nardozzi)
17.	25-Oct-2023	ORDERED: Request for Extension of Time (Time to File Transcripts) (Susanne Nardozzi) = GRANTED. Due Dates EXTENDED to 11/24/2023 for Transcripts dated 05/17/2023, 05/19/2023 or OSC set on 12/06/2023. FURTHER ORDERED: The due date will not be extended again, absent a timely showing of actual and substantial good cause. FURTHER ORDERED: Vacating the OSC currently set for 11/01/2023. While the motion was accepted, there was no reason given as to why the additional time was needed. Any future extension requests will not be considered if the reasoning as to why the request is needed is not presented in the filing. Hon Randall M Howe - Author
18.	26-Nov-2023	FILED: Reporter's Transcript - 05/17/2023 - Re: Final Pretrial Conference Jury Trial Day 1 (Susanne Nardozzi)
19.	27-Nov-2023	FILED: Reporter's Transcript - 05/19/2023 - Jury Trial (Susanne Nardozzi)
20.	28-Nov-2023	FILED: Notice of Completion of Record
21.	8-Jan-2024	FILED: Appellant's Opening Brief (Anders Brief); Certificate of Compliance; Certificate of Service (Appellant)
22.	9-Jan-2024	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 02/20/2024. FURTHER ORDERED: Answering brief to await court order. Benjamin A Armstrong ProTem Judge - Author
23.	12-Jan-2024	FILED: Notice of Filing Defendant's Lettter of Transmittal; Certificate of Service (Appellant)
24.	28-Feb-2024	FILED: Assigning Anders appeal to Dept F for consideration and disposition. [Amy M. Wood, Clerk]
25.	30-May-2024	MEMORANDUM DECISION (Affirmed) Hon Kent E Cattani - Author; Hon Daniel J Kiley - Concur; Hon D Steven Williams - Concur (Motion for reconsideration extended thirty days from date of this decision.)
26.	30-May-2024	FILED: Decision Distribution Notification
27.	8-Jul-2024	FILED: Mandate, No physical record to be returned to clerk, Yavapai County Superior Court.
28.	8-Jul-2024	FILED: Letter dated 07/08/2024, to Dept Public Safety Re: Copy of Mandate/Decision/Disposition Report