

Court of Appeals, Division One
Criminal Petition Review Post Conviction Relief

1 CA-CR 23-0358 PRPC

STATE v. YORK

Appellate Case Information

Case Filed: 24-Aug-2023
Case Closed:

Dept/Composition

Department F

Hon. Jennifer B Campbell
Hon. Kent E Cattani
Hon. Anni Hill Foster

Side 1. STATE OF ARIZONA, Respondent

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Respondent

Douglas Gerlach, Esq. (AZ Bar No. 6869)

Side 2. TROY THOMAS YORK, Petitioner

(Litigant Group) TROY THOMAS YORK

- Troy Thomas York

Attorneys for: Petitioner

Angela Charlene Poliquin, Esq. (AZ Bar No. 23790)

CASE STATUS

Dec 29, 2023....Pending in ASC

PREDECESSOR CASE (S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CR2018-115104-001			Warren J Granville, Judge on PC		

DESCENDENT CASE (S)

ASC
CR-23-0327-PR

CASE DECISION

28-Nov-2023 **MEMORANDUM DECISION**

Percurium

Jennifer Campbell.....Concur
Kent Cattani.....Concur
Anni Foster.....Concur

Filed: 28-Nov-2023

Mandate:

Decision Disposition

Review Granted
Relief Denied

16 PROCEEDING ENTRIES

- 24-Aug-2023 FILED: Petition for Review; Certificate Of Service Re: Petition for Review; Minute Entry Denying PCR; Minute Entry Denying Extension of Time for Motion for Rehearing (Petitioner)
- 25-Aug-2023 ORDERED: Clerk of Maricopa County Superior Court shall transmit the record on appeal, including but not limited to reporter's transcripts and exhibits, to clerk, Court of Appeals, on/before 10/10/2023. Amy M Wood - Author
- 15-Sep-2023 FILED: State Of Arizona's Response In Opposition To Petition For Review; Certificate of Service (Respondent)
- 8-Oct-2023 FILED: Motion for Procedural Order to Accept Reply Brief as Timely; Certificate of Service Re: Motion for Procedural Order to Accept Reply as Timely (Petitioner)
- 8-Oct-2023 FILED: Reply Post-conviction Relief (Rule 32); Reply Post-conviction Relief (Rule 32) (Duplicate) (Petitioner)
- 9-Oct-2023 FILED: e-Record on Appeal:
Instruments/Minute Entries: Combined
Disposition Report: 111
Exhibits: None sent with e-Record
(Includes transcript(s) dated 01/03/2019, 07/05/2018, 09/28/2018, 09/28/2018(Duplicate))
- 10-Oct-2023 FILED: Additional Record on Appeal
Physical Exhibits:
Hearing Date: 01/13/2020 - LIST # 1 2 3 4 5 6 7 15 16 17 18 19 20 21 22 23 25 26 27 28 38 54 55 in manila envelope

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| 8. | 11-Oct-2023 | ORDERED: Motion for Procedural Order to Accept Reply Brief as Timely (Petitioner) = GRANTED and accepting the reply filed on 10/08/2023. Because petitioner did not file a certificate of service of the reply but instead filed a duplicate of the reply. FURTHER ORDERED: Directing petitioner to file a certificate of service of the reply by 10/18/2023. Benjamin A Armstrong ProTem Judge - Author |
| 9. | 11-Oct-2023 | FILED: Certificate of Service Re: Motion for Procedural Order to Accept Reply as Timely (Petitioner) |
| 10. | 13-Oct-2023 | FILED: Certificate Of Service Re: Reply; Certificate Of Service Re: Reply (Duplicate) (Petitioner) |
| 11. | 28-Nov-2023 | MEMORANDUM DECISION (Review Granted, Relief Denied) Hon Jennifer B Campbell - Concur; Hon Kent E Cattani - Concur; Hon Anni Hill Foster - Concur PERCURIAM |
| 12. | 28-Nov-2023 | FILED: Memorandum Decision Distribution List |
| 13. | 14-Dec-2023 | ORDERED: Dismissing this appeal. Benjamin A Armstrong ProTem Judge - Author |
| 14. | 15-Dec-2023 | ORDERED: Vacating the "Order Dismissing Appeal" entered in this matter on 12/14/2023. Benjamin A Armstrong ProTem Judge - Author |
| 15. | 29-Dec-2023 | FILED: Email Notice from ASC re: Petition for Review filed 12/28/2023; request for partial record |
| 16. | 29-Dec-2023 | FILED: Letter forwarding partial record to Arizona Supreme Court |