Arizona Supreme Court

Criminal Petition for Review-Post Conviction (ASC)

CR-16-0225-PR — **STATE OF ARIZONA v MIGUEL DANIEL LEAL**

Appellate Case Information

Case Filed: 17-Jun-2016 Archive on: 29-Sep-2017 (planned)
Case Closed: 29-Sep-2016
Reinstated x 1: 11-Oct-2016
Re-Closed:

Dept/Composition

Side 1. STATE OF ARIZONA, Respondent

(Litigant Group) STATE OF ARIZONA

- **State of Arizona**

Attorneys for: Respondent
Barbara LaWall, Esq. (AZ Bar No. 4906)
Jacob R Lines, Esq. (AZ Bar No. 22560)

Side 2. MIGUEL DANIEL LEAL, Petitioner

(Litigant Group) MIGUEL DANIEL LEAL

- **Miguel Daniel Leal, Pro Se** PRO SE

CASE STATUS

Oct 11, 2016.....Reinstated Case

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
2 CA	2 CA-CR 15-0318 PRPC				
PIM	CR20053517		D Douglas Metcalf, Judge on PC Comments: (none)	JURY	

CASE DECISION

29-Sep-2016 ORDER

* On June 17, 2016, Petitioner Leal filed a Petition for Review which greatly exceeded the word limitations of Rules 31.19(c) and 32.9(g), Arizona Rules of Criminal Procedure. Petitioner filed a "Motion for Suspension of the Rules," requesting the Court s

Filed: **29-Sep-2016** Mandate:

Decision Disposition
Dismissed

Robert Brutinel

8 PROCEEDING ENTRIES

1.	17-Jun-2016	FILED: (NON COMPLIANT) Petition for Review; Memorandum Decision (Petitioner Leal, Pro Se)
2.	21-Jun-2016	FILED: Record from CofA: Link to Electronic Record
3.	23-Jun-2016	SENT: Letter to Petitioner (PR Deficient, Over Word Limit)
4.	5-Jul-2016	FILED: Motion for Suspension of the Rules (Petitioner Leal, Pro Se)
5.	11-Jul-2016	On July 5, 2016, Petitioner Leal filed a "Motion for Suspension of the Rules," requesting to be exempt from "the requirements of rule 31, 32, and other rules requirements the petitioner is not aware of." The Court is not inclined to provide a blanket exemption from the Rules of Procedure. Therefore, after consideration, IT IS ORDERED denying the Motion for Suspension of the Rules. IT IS FURTHER ORDERED Petitioner Leal may file a compliant 12 page Petition for Review on or before August 10, 2016. This matter is subject to dismissal if a compliant Petition is not filed by August 10, 2016. (Hon. Ann A. Scott Timmer)

Information presented in this document may not reflect all case activity and is subject to change without notice.

8 PROCEEDING ENTRIES

6.	29-Sep-2016	On June 17, 2016, Petitioner Leal filed a Petition for Review which greatly exceeded the word limitations of Rules 31.19(c) and 32.9(g), Arizona Rules of Criminal Procedure. Petitioner filed a "Motion for Suspension of the Rules," requesting the Court suspend the Rules of Criminal Procedure, and consider the oversized Petition for Review. On July 11, 2016, the Court denied the motion and granted an extension of time to file a compliant Petition for Review on or before August 10, 2016. Petitioner has not filed a compliant petition by that date. Therefore, IT IS ORDERED dismissing this matter. (Hon. Robert M. Brutinel) ----------
7.	7-Oct-2016	FILED: Declaration of Innocence Fundamental Miscarriage of Justice; Evidentiary Hearing Under Rule 32 Transcript, Letter from Petitioner Leal Re: Conformed Copies (Petitioner Leal, Pro Se)
8.	11-Oct-2016	On June 17, 2016, Petitioner Leal filed a Petition for Review which greatly exceeded the word limitations of Rules 31.19(c) and 32.9(g), Arizona Rules of Criminal Procedure. Petitioner filed a "Motion for Suspension of the Rules," requesting the Court suspend the Rules of Criminal Procedure, and consider the oversized Petition for Review. On July 11, 2016, the Court denied the motion and granted an extension of time to file a compliant Petition for Review on or before August 10, 2016. On September 29, 2016, the Court dismissed this matter after Petitioner failed to file a compliant petition. On October 7, 2016, Petitioner filed a "Declaration of Innocence Fundamental Miscarriage of Justice" and an "Evidentiary Hearing Under Rule 32 Transcript." Therefore, IT IS ORDERED treating the documents filed on October 7, 2016, as the Petition for Review and reopening this matter. (Hon. John Pelander) ----------CASE REINSTATED----------

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