

Court of Appeals, Division One

Criminal

1 CA-CR 22-0597

STATE v. BACHLER

Appellate Case Information

Case Filed: 16-Dec-2022
Case Closed:

Dept/Composition

Department A
Hon. Angela K Paton
Hon. Michael S Catlett
Hon. James B Morse

Side 1. STATE OF ARIZONA, Appellee
(Litigant Group) STATE OF ARIZONA

State of Arizona

Attorneys for: Appellee
Brian Coffman, Esq. (AZ Bar No. 34580)

Side 2. JOHN ADAM BACHLER, Appellant
(Litigant Group) JOHN ADAM BACHLER

John Adam Bachler

Attorneys for: Appellant
Stephen M Johnson, Esq. (AZ Bar No. 15831)

CASE STATUS

Jun 13, 2024....Pending in ASC

Table with 7 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CR2018-155975-001, Murder 1st Deg-Premeditated, Class 1, Life, ADOC, Justin Beresky, Sentencing, JURY.

DESCENDENT CASE(S)

ASC CR-24-0146-PR

CASE DECISION

14-May-2024 MEMORANDUM DECISION

Michael Catlett.....Author
Angela Paton.....Concur
James Morse.....Concur

Filed: 14-May-2024 Mandate:

Decision Disposition

Affirmed

62 PROCEEDING ENTRIES

- 1. 16-Dec-2022 FILED: Notice of Appeal from Maricopa County Superior Court filed 12/11/22. Notification sent to Court Reporters dated 12/15/2022.
2. 29-Dec-2022 ORDERED: Directing appellant to make arrangements with the court reporter(s) to pay for the preparation of the transcripts by 01/30/2023. FURTHER ORDERED: Directing appellant to file a notice in this court by 01/31/2023, as to the arrangements made.
3. 11-Jan-2023 FILED: Response to "Order for Financial Arrangements for Transcripts" (Appellant)
4. 13-Jan-2023 FILED: Reporter's Transcript - 10/24/2022 - Trial Day 8 (Jovanna Roman)
5. 18-Jan-2023 ORDERED: Appointing the Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Court Reporters Wendy Ricard, Hope Yeager, Catherine Turner, Monica Hill-Morrisette, Jovanna Roman, Luz Franco, Lauren Kuhnhenh, Angela Miller and Kristyn Lobry transcripts due by 03/03/2023. Benjamin A Armstrong ProTem Judge - Author
6. 18-Jan-2023 FILED: Motion for Extension of Time (Time to File Transcripts)(Catherine L. Turner)
7. 18-Jan-2023 FILED: Reporter's Transcript - 12/09/2022 - Sentencing (Kristyn Lobry)
8. 18-Jan-2023 FILED: Notice of Appearance; Certificate of Service (Appellant)
9. 19-Jan-2023 ORDERED: Motion for Extension of Time (Time to File Transcripts)(Catherine L. Turner) = GRANTED. Due Dates EXTENDED to 04/03/2023 for Transcripts dated 10/12/2022, 10/13/2022, 10/17/2022, 10/20/2022, 10/25/2022, 10/27/2022, 10/31/2022, 11/01/2022, 11/02/2022, 11/08/2022 or OSC set for 04/05/2023. Hon David B Gass - Author

Court of Appeals, Division One

Criminal

1 CA-CR 22-0597

STATE v. BACHLER

62 PROCEEDING ENTRIES

- 10. 24-Jan-2023 FILED: Additional Record on Appeal
Physical Exhibits:
Hearing Date: 08/09/2022 List # 1 2 3 4 5 6 7 8 in a box
Hearing Date: 10/10/2022 List # 7 8 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45
46 47 48 49 88 89 90 91 92 93 94 95 96 97 98 99 100 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116
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789 790 791 793 795 796 798 799 800 801 802 803 804 805 806 807 in a box
Sealed Exhibit:
Confidential Criminal History Report in Sealed Manila Envelope
- 11. 24-Jan-2023 FILED: e-Record on Appeal:
Instruments/Minute Entries: Combined
Disposition Report: 279
Exhibits: None sent with e-Record
- 12. 1-Feb-2023 FILED: Reporter's Transcript - 11/03/2022 - Jury Trial (Lauren Kuhnhehn)
- 13. 13-Feb-2023 FILED: Motion to Unseal Documents; Certificate of Service (Appellant)
- 14. 21-Feb-2023 ORDERED: Upon presentation of this order, unsealing the confidential Court Information Sheets (I.O.R. 4 and 8); the Motions for In Camera Inspection (I.O.R. 72 and 76); the Random Jury List (I.O.R. 245); and the Sealed Jury Questionnaires (I.O.R. 246, 247, 248, 249, and 250) for parties/agents on this appeal only. Benjamin A Armstrong ProTem Judge - Author
- 15. 22-Feb-2023 FILED: Reporter's Transcript - 10/26/2022 - Trial Continuing (Luz Franco)
- 16. 23-Feb-2023 FILED: Reporter's Transcript - 11/01/2022 - Jury Trial (Catherine Turner)
- 17. 23-Feb-2023 FILED: Reporter's Transcript - 11/02/2022 - Jury Trial (Catherine Turner)
- 18. 23-Feb-2023 FILED: Reporter's Transcript - 11/08/2022 - Jury Trial (Catherine Turner)
- 19. 28-Feb-2023 FILED: Request for Extension of Time (Time to File Transcript)(Wendy Ricard); Note from Dr. Adler
- 20. 2-Mar-2023 FILED: Reporter's Transcript - 11/07/2022 - Trial Day 16 (Angela F. Miller)
- 21. 3-Mar-2023 FILED: Motion for Extension of Time (Time to File Transcripts)(Hope Yeager)
- 22. 3-Mar-2023 FILED: Motion for Extension of Time (Time to File Transcripts)(Monica S Hill-Morrisette)
- 23. 6-Mar-2023 ORDERED: Court Reporter Hope Yeager to appear for OSC on 03/15/2023 for failure to file transcript dated 10/11/2022. Hon David B Gass - Author
- 24. 6-Mar-2023 ORDERED: Court Reporter Monica Hill-Morrisette to appear for OSC on 03/15/2023 for failure to file transcript dated 10/18/2022. Hon David B Gass - Author
- 25. 6-Mar-2023 ORDERED: Request for Extension of Time (Time to File Transcript)(Wendy Ricard); Note from Dr. Adler = GRANTED. Due date EXTENDED from Friday, 03/03/2023 to Tuesday, 05/02/2023 for transcript dated 08/09/2022 or OSC set on 05/03/2023. FURTHER ORDERED: If Court Reporter Wendy C Ricard cannot complete the above listed transcript by 05/02/2023, he/she will find an alternate Court Reporter to finish the above listed transcript. Hon David B Gass - Author

Court of Appeals, Division One**Criminal****1 CA-CR 22-0597****STATE v. BACHLER****62 PROCEEDING ENTRIES**

26. 7-Mar-2023 ORDERED: Motion for Extension of Time (Time to File Transcripts)(Hope Yeager) = GRANTED. Due date for transcript dated 10/11/2022 EXTENDED from 03/03/2023 to 04/03/2023 or OSC set on 04/05/2023. Hon David B Gass - Author
27. 10-Mar-2023 FILED: Reporter's Transcript - 10/12/2022 - Jury Trial - (Catherine Turner)
28. 14-Mar-2023 FILED: Reporter's Transcript - 10/13/2022 - Jury Trial (Catherine Turner)
29. 15-Mar-2023 ORDERED: Vacating the Order to Show Cause hearing on 03/15/2023 for Court Reporter Hope Yeager. Hon David B Gass - Author
30. 15-Mar-2023 ORDERED: Vacating the Order to Show Cause hearing on 03/15/2023 for Court Reporter Monica S Hill-Morrisette. Hon David B Gass - Author
31. 15-Mar-2023 ORDERED: Motion for Extension of Time (Time to File Transcripts)(Monica S Hill-Morrisette) = GRANTED. Due date EXTENDED from Friday, 03-03-2023 to Monday, 04-03-2023 for transcripts dated 10/18/2022 or OSC set on 04/05/2023. Hon David B Gass - Author
32. 20-Mar-2023 FILED: Reporter's Transcript - 10/17/2022 - Jury Trial - (Catherine Turner)
33. 23-Mar-2023 FILED: Memorandum: Technical Issues Impacting Electronic Filing (A. Wood)
34. 23-Mar-2023 FILED: Reporter's Transcript - 10/20/2022 - Jury Trial - (Catherine Turner)
35. 26-Mar-2023 FILED: Reporter's Transcript - 10/25/2022 - Jury Trial (Catherine Turner)
36. 29-Mar-2023 FILED: Reporter's Transcript - 10/27/2022 - Jury Trial - (Catherine Turner)
37. 2-Apr-2023 FILED: Reporter's Transcript - 10/31/2022 - Jury Trial - (Catherine Turner)
38. 3-Apr-2023 FILED: Reporter's Transcript - 10/18/2022 - Jury Trial (Monica S Hill-Morrisette)
39. 4-Apr-2023 FILED: Reporter's Transcript - 10/11/2022 - Trial Day 2 PM Session (Hope Yeager)
40. 30-Apr-2023 FILED: Reporter's Transcript - 08/09/2022 - Voluntariness Hearing (Wendy Ricard)
41. 1-May-2023 FILED: Notice of Completion of Record
42. 5-May-2023 FILED: Motion to Withdraw and Substitute New Counsel; Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
43. 16-May-2023 ORDERED: Motion to Withdraw And Substitute New Counsel (Appellant) = GRANTED. FURTHER ORDERED: Appointing Stephen Johnson as attorney for appellant. FURTHER ORDERED: that the Maricopa County Public Defender must immediately forward all files, records, transcripts, and other documents that relate to this appeal to newly-appointed counsel. FURTHER ORDERED: extending the time to file the opening brief from June 15, 2023, to July 31, 2023. Benjamin A Armstrong ProTem Judge - Author
44. 31-Jul-2023 FILED: Request for Extension of Time to File Opening Brief (My First Request); Certificate of Service (Appellant)
45. 1-Aug-2023 ORDERED: Request for Extension of Time to File Opening Brief (My First Request) (Appellant) = GRANTED. Due date EXTENDED from Monday, 07-31-2023 to Wednesday, 08-30-2023. Benjamin A Armstrong ProTem Judge - Author
46. 30-Aug-2023 FILED: Request for Extension of Time to File Opening Brief (Second Request); Certificate of Service (Appellant)
47. 31-Aug-2023 ORDERED: Request for Extension of Time to File Opening Brief (Second Request) (Appellant) = GRANTED. Due date EXTENDED from Wednesday, 08-30-2023 to Friday, 09-29-2023 or OSC set on 10/04/2023. Benjamin A Armstrong ProTem Judge - Author
48. 29-Sep-2023 FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
49. 13-Oct-2023 FILED: Notice of Appearance; Certificate of Service (Appellee)
50. 1-Nov-2023 FILED: Unopposed Motion for Procedural Order (Extension for Answering Brief); Certificate of Service (Appellee)
51. 2-Nov-2023 ORDERED: Unopposed Motion for Procedural Order (Extension for Answering Brief) (Appellee) = GRANTED. Due date EXTENDED from Wednesday, 11-08-2023 to Friday, 12-08-2023. Benjamin A Armstrong ProTem Judge - Author
52. 6-Dec-2023 FILED: Unopposed Motion for Procedural Order (Extension for Answering Brief); Certificate of Service (Appellee)
53. 7-Dec-2023 ORDERED: Unopposed Motion for Procedural Order (Extension for Answering Brief) (Appellee) = GRANTED. Due date EXTENDED from 12/08/2023 to 01/08/2024 Benjamin A Armstrong ProTem Judge - Author

Court of Appeals, Division One

Criminal

1 CA-CR 22-0597

STATE v. BACHLER

62 PROCEEDING ENTRIES

- 54. 8-Jan-2024 FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
- 55. 28-Jan-2024 FILED: Appellant's Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
- 56. 30-Jan-2024 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
- 57. 9-Feb-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record
- 58. 26-Feb-2024 CLNDR: CONFERENCE, Department A, 4-16-24, CONFERENCE ROOM.
- 59. 14-May-2024 MEMORANDUM DECISION (Affirmed) Hon Michael S Catlett - Author; Hon Angela K Paton - Concur; Hon James B Morse Jr. - Concur
- 60. 14-May-2024 FILED: Decision Distribution Notification
- 61. 13-Jun-2024 FILED: Email Notice from ASC re: Petition for Review filed 06/13/24; request for partial record
- 62. 14-Jun-2024 FILED: Letter forwarding partial record to Arizona Supreme Court