

Court of Appeals, Division One

Criminal

1 CA-CR 23-0165

STATE v. FREDERICKS

Appellate Case Information

Case Filed: 21-Apr-2023

Case Closed:

Dept/Composition

Department A

Hon. Jennifer B Campbell
Hon. Kent E Cattani
Hon. Paul J McMurdie

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Appellee

Casey Ball, Esq. (AZ Bar No. 34987)

Side 2. JEREMY FREDERICKS, Appellant

(Litigant Group) JEREMY FREDERICKS

- Jeremy Fredericks

Attorneys for: Appellant

Matthew Lara, Esq. (AZ Bar No. 29911)

CASE STATUS

Jun 26, 2024....Under Advisement

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
NAV S0900CR202101151	Probation Violation (Count 3 - Misconduct involving a Weapon), Class 4; Probation Violation (Count 4 - Misconduct involving a Weapon), Class 4; Probation Violation (Count 1 - Criminal Impersonation), Class 6 Designated	3 years, ADOC, 3.75 years, ADOC; 1 year, ADOC	Joseph Samuel Clark, Sentencing	BENCH	
NAV S0900CR202101153	Probation Violation (Count 3 - Misconduct involving a Weapon), Class 4; Probation Violation (Count 4 - Misconduct involving a Weapon), Class 4; Probation Violation (Count 1 - Criminal Impersonation), Class 6 Designated	3 years, ADOC, 3.75 years, ADOC; 1 year, ADOC	Joseph Samuel Clark, Sentencing	BENCH	

CALENDAR

Wednesday MONTHLY COURT CASE CALENDAR

26-Jun-2024 Department A; CONFERENCE ROOM

Mixed

36 PROCEEDING ENTRIES

- 21-Apr-2023 FILED: Notice of Appeal from Navajo County Superior Court filed 08/29/22.
- 25-Apr-2023 FILED: e-Record on Appeal: S0900CR202101151
Instruments/Minute Entries: Combined
Disposition Report: None
Exhibits: None sent with e-Record
- 25-Apr-2023 FILED: e-Record on Appeal: S0900CR202101153
Instruments/Minute Entries: Combined
Disposition Report: None
Exhibits: None sent with e-Record
- 27-Apr-2023 FILED: Supplemented Superior Court e-Record with Revised Index of Record (Includes Clerk's Notice of Filing for S0900CR202101151)
- 27-Apr-2023 FILED: Supplemented Superior Court e-Record with Revised Index of Record (Includes Clerk's Notice of Filing for S0900CR202101153)

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6.	1-May-2023	FILED: Appellate Clerk Notice (31.2(g))
7.	1-May-2023	FILED: Courtesy Copy - Clerk's Notice of Filing Notice of Appeal and Index of Reported Hearings (Duplicate for S0900CR202101151)
8.	1-May-2023	FILED: Courtesy Copy - Clerk's Notice of Filing Notice of Appeal and Index of Reported Hearings (Duplicate for S0900CR202101153)
9.	7-May-2023	FILED: Reporter's Transcript - 05/23/2022 - Arraignment (Kelly E. Palmer)
10.	13-Jun-2023	FILED: Reporter's Transcript - 08/22/2022 - Disposition (Reset) - Case Management Conference (Clark Edwards)
11.	13-Jun-2023	FILED: Reporter's Transcript - 08/25/2022 - Disposition - Sentence to Prison (Clark Edwards)
12.	13-Jun-2023	FILED: Reporter's Transcript - 10/21/2021 - Disposition (Clark Edwards)
13.	13-Jun-2023	FILED: Reporter's Transcript - 11/16/2021 - Sentence to Probation (Clark Edwards)
14.	13-Jun-2023	FILED: Reporter's Transcript - 06/20/2022 - Donald Hearing/Settlement Conference (Clark Edwards)
15.	13-Jun-2023	FILED: Reporter's Transcript - 07/12/2022 - Change of Plea Hearing (CR2022-00602) (Reset) Admission Hearing (CR2021-01151 & CR2021-01153)(Reset) (Clark Edwards)
16.	13-Jun-2023	FILED: Notice of Completion of Record
17.	27-Jul-2023	FILED: Motion for Order Seeking Extension of Time to File Opening Brief; Motion for Order Seeking Extension of Time to File Opening Brief (Certificate of Service) (Appellant)
18.	27-Jul-2023	ORDERED: Motion for Order Seeking Extension of Time to File Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Friday, 07-28-2023 to Monday, 08-28-2023. Benjamin A Armstrong ProTem Judge - Author
19.	25-Aug-2023	FILED: Motion to Supplement the Record on Appeal, Transcribe the 8/2/22, 7/12/22 and Extend Time for Filing Opening Brief; Motion to Supplement the Record on Appeal, Transcribe the 8/2/22, 7/12/22 and Extend Time for Filing Opening Brief (Certificate of Service) (Appellant)
20.	5-Sep-2023	ORDERED: Motion to Supplement the Record on Appeal, Transcribe the 8/2/22, 7/12/22 (Appellant) = GRANTED and directing Linnie Bielefeldt to arrange for the preparation of transcript dated 0/02/2022 due by 10/05/2023. FURTHER ORDERED: Motion to Extend Time for Filing Opening Brief = GRANTED. Due date EXTENDED from Monday, 08-28-2023 to Monday, 11-06-2023. FURTHER ORDERED: Directing appellant's counsel to comply with Division One Administrative Orders 2019-02 and 2020-03 in all future motions to supplement the record filed in this court. Failure to do so will result in the denial of the motion. Benjamin A Armstrong ProTem Judge - Author
21.	17-Oct-2023	ORDERED: Extending the time to file the transcript designated above from 10/05/2023, to 11/16/2023 or OSC set on 12/06/2023. FURTHER ORDERED: The opening brief is due by 12/18/2023. Benjamin A Armstrong ProTem Judge - Author
22.	16-Nov-2023	FILED: Reporter's Transcript - 08/02/2022 - Case Management Conference/Contested Revocation Hearing (Clark L. Edwards)
23.	18-Dec-2023	FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service on Opening Brief (Appellant)
24.	22-Dec-2023	FILED: Notice of Appearance; Certificate of Service (Appellee)
25.	25-Jan-2024	FILED: Unopposed Motion for Procedural Order (Extension for Answering Brief); Certificate of Service (Appellee)
26.	26-Jan-2024	ORDERED: Unopposed Motion for Procedural Order (Extension for Answering Brief) (Appellee) = GRANTED. Due date EXTENDED from Monday, 01-29-2024 to Wednesday, 02-28-2024 Benjamin A Armstrong ProTem Judge - Author
27.	30-Jan-2024	FILED: Motion to Supplement the Record; Certificate of Service (Appellee)
28.	7-Feb-2024	ORDERED: Motion to Supplement the Record (Appellee) = GRANTED and supplementing the record on appeal by including the six exhibits admitted into evidence at the proceeding designated above. FURTHER ORDERED: Directing the Clerk of the Navajo County Superior Court to forward the exhibits to this court by 03/07/2024, marked for filing in this appeal. FURTHER ORDERED: Answering brief is due by 04/08/2024. Benjamin A Armstrong ProTem Judge - Author
29.	8-Mar-2024	FILED: Notice to the Court of Appeals (Request for Stay) (Clerk of the Court for Navajo County Superior Court)
30.	11-Mar-2024	FILED: Motion to Stay Appeal and Revest Jurisdiction to Reconstruct the Record; Certificate of Service (Appellee)

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| 31. | 12-Mar-2024 | ORDERED: Pursuant to Arizona Rule of Criminal Procedure 31.8(g), granting the motion, staying this appeal until 04/11/2024, and revesting jurisdiction in the Navajo County Superior Court to permit that court and the parties to reconstruct/settle the record. FURTHER ORDERED: Authorizing the superior court to rule on and settle the record in furtherance of this appeal. FURTHER ORDERED: Directing the clerk of the superior court to transmit to this court by 04/12/2024, a certified copy of the written findings and/or the reconstructed materials, marked for filing in this appeal. FURTHER ORDERED: That the stay will be automatically lifted on 04/12/2024. FURTHER ORDERED: The answering brief is due by 05/13/2024. Benjamin A Armstrong ProTem Judge - Author |
| 32. | 1-Apr-2024 | FILED: Additional Record on Appeal (Clerk's Certificate of Transmittal of Physical Exhibits to Division One of the Arizona Court of Appeals)
Physical Exhibits:
Hearing Date: 08/02/2022 List # 1 2 3 4 5 6 |
| 33. | 20-Apr-2024 | FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee) |
| 34. | 1-May-2024 | FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days |
| 35. | 8-May-2024 | FILED: Supplemented Superior Court e-Record with Revised Index of Record (ME: Status Conference) |
| 36. | 28-May-2024 | CLNDR: CONFERENCE, Department A, 6-26-24, CONFERENCE ROOM. |