

**Court of Appeals, Division One****Criminal - Anders Appeal****1 CA-CR 23-0186****STATE v. WARE****Appellate Case Information**

Case Filed: 12-May-2023

Case Closed:

**Dept/Composition****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. LEAH NIKOLE WARE, Appellant****(Litigant Group) LEAH NIKOLE WARE**

- Leah Nikole Ware

**Attorneys for: Appellant**

Stephen L Duncan, Esq. (AZ Bar No. 14403)

**CASE STATUS**

Feb 28, 2024....At Issue

PREDECESSOR CASE(S)		Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR	CR2021-103825-001	See file	See file	David O Cunanan, Sentencing	JURY	

**52 PROCEEDING ENTRIES**

1.	12-May-2023	FILED: Notice of Appeal from Maricopa County Superior Court filed 05/04/23. Notification sent to Court Reporters dated 05/11/2023.				
2.	12-May-2023	FILED: Appellate Clerk Notice (31.2(g))				
3.	16-May-2023	ORDERED: Appointing the Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Court Reporters Wanda Bauer, Monica Hill-Morrisette, Debra Carney, Luz Franco transcripts due 06/29/2023. Benjamin A Armstrong ProTem Judge - Author				
4.	2-Jun-2023	ORDERED: Ken Crenshaw transcripts dated 11/16/2021, 05/09/2022, 05/24/2022, 09/15/2022, 10/24/2022, 11/01/2022, 11/14/2022, 12/01/2022, 01/06/2023, 02/01/2023, 02/09/2023, 02/17/2023, 04/28/2023 due by 07/17/2023. FURTHER ORDERED: Court Reporter Treva B Colwell transcript dated 04/28/2023 due by 07/17/2023. FURTHER ORDERED: Court Reporter Tara L Kramer transcript dated 10/18/2021 due by 07/17/2023. FURTHER ORDERED: Court Reporter Lauren Kuhnenn transcripts dated 09/07/2021 due by 07/17/2023. FURTHER ORDERED: Court Reporter Marylynn LeMoine Cotton transcripts dated 01/05/2022 due by 07/17/2023. FURTHER ORDERED: Court Reporter Catherine Turner transcripts dated 03/03/2022 due by 07/17/2023. FURTHER ORDERED: Court Reporter Monica S Hill-Morrisette transcripts dated 02/23/2023 due by 07/17/2023. FURTHER ORDERED: Reaffirming this previously set due date of 06/29/2023, as it relates to the transcripts of 02/21/2023, 02/27/2023, and 02/28/2023 for Court Reporter Monica S Hill-Morrisette. Hon David B Gass - Author				
5.	2-Jun-2023	FILED: Courtesy Copy - Designation of Record for Appeal Filed in Superior Court (Mikel Steinfeld) (Appellant)				
6.	4-Jun-2023	FILED: Reporter's Transcript - 02/21/2023 - Jury Trial (Monica S Hill-Morrisette)				
7.	4-Jun-2023	FILED: Reporter's Transcript - 02/27/2023 - Jury Trial (Monica S Hill-Morrisette)				
8.	6-Jun-2023	FILED: Courtesy Copy - Amended Designation of Record for Appeal Filed in Superior Court (Appellant)				
9.	16-Jun-2023	FILED: e-Record on Appeal: Instruments/Minute Entries: Combined Disposition Report: 144 Exhibits: None sent with e-Record				
10.	16-Jun-2023	FILED: Additional Record on Appeal Physical Exhibits: Hearing Date: 02/21/2023 List # 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 29 in manila envelope Hearing Date: 02/24/2022 - CD Sealed Exhibit: Confidential Criminal History Report in Sealed Manila Envelope				
11.	16-Jun-2023	FILED: Reporter's Transcript - 02/24/2022 - Reporter's Transcript of Proceedings (Wanda Bauer)				

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12.	18-Jun-2023	FILED: Reporter's Transcript - 03/03/2022 - Final Trial Management Conference (Catherine Turner)
13.	21-Jun-2023	FILED: Reporter's Transcript - 10/18/2021 - Trial Continuance Past Last Day (Tara L. Kramer)
14.	23-Jun-2023	FILED: Reporter's Transcripts - 04/28/2023 - Continuance (Treva B. Colwell)
15.	26-Jun-2023	FILED: Reporter's Transcript - 02/28/2023 - Jury Trial (Monica Hill-Morrisette)
16.	27-Jun-2023	FILED: First Motion for Extension of Time to File Transcripts (Debra Carney)
17.	27-Jun-2023	FILED: Reporter's Transcript - 01/05/2022 - Trial Management Conference (Marylynn LeMoine Cotton)
18.	27-Jun-2023	FILED: Reporter's Transcript - 05/04/2023 - Sentencing (Luz Franco)
19.	28-Jun-2023	ORDERED: First Motion for Extension of Time to File Transcripts (Debra Carney) = GRANTED. Due Dates EXTENDED to 07/31/2023 for Transcripts dated 02/21/2023, 02/22/2023, 02/23/2023 or OSC set on 08/02/2023. Hon David B Gass - Author
20.	28-Jun-2023	FILED: Motion to Unseal Documents; Certificate of Service (Appellant)
21.	30-Jun-2023	ORDERED: Motion to Unseal Documents (Appellant) = GRANTED. Upon presentation of this order, unsealing the Court Information Sheets (I.O.R. 2 and 11); the Random Jury List (I.O.R. 112); the Sealed Jury Questionnaires (I.O.R. 116, 117, and 118); the Continuity Care Plan (I.O.R. 122); and the Restitution Ledger Request (I.O.R. 130), for parties/agents for this appeal only. Benjamin A Armstrong ProTem Judge - Author
22.	6-Jul-2023	FILED: Reporter's Transcripts - 09/07/2021 - Final Trial Management Conference (Lauren Kuhnhenh)
23.	17-Jul-2023	FILED: Untitled Motion for Extension (Time to File Transcripts) (Kimberly McCright)
24.	17-Jul-2023	ORDERED: Untitled Motion for Extension (Time to File Transcripts) (Kimberly McCright) = GRANTED. Due Dates EXTENDED to 08/16/2023 for Transcripts dated 11/16/2021, 05/09/2022, 05/24/2022, 09/15/2022, 10/24/2022, 11/01/2022, 11/14/2022, 12/01/2022, 01/06/2023, 02/01/2023, 02/09/2023, 02/17/2023, 04/28/2023 or OSC set on 08/30/2023. Hon Randall M Howe - Author  [AMENDED per order filed 08/09/2023]
25.	26-Jul-2023	FILED: Reporter's Transcript - 02/21/2023 - Trial Day 1 - PM Session (Debra Carney)
26.	26-Jul-2023	FILED: Reporter's Transcript - 02/22/2023 - Trial Day 2 (Debra Carney)
27.	26-Jul-2023	FILED: Reporter's Transcript - 02/23/2023 - Trial Day 3 (Debra Carney)
28.	9-Aug-2023	AMENDED ORDER: Untitled Motion for Extension (Time to File Transcripts) (Kimberly McCright) = GRANTED. Due Dates EXTENDED to 08/16/2023 for Transcripts dated 11/16/2021, 05/09/2022, 05/24/2022, 09/15/2022, 10/24/2022, 11/01/2022, 11/14/2022, 12/01/2022, 01/06/2023, 02/01/2023, 02/09/2023, 02/17/2023, 04/28/2023 or OSC set on 09/06/2023. Hon Randall M Howe - Author
29.	16-Aug-2023	FILED: Reporter's Transcript - 02/01/2023 - Trial Procedure Conference (Kimberly C. McCright)
30.	16-Aug-2023	FILED: Reporter's Transcript - 02/09/2023 - Settlement Conference (Kimberly C. McCright)
31.	16-Aug-2023	FILED: Reporter's Transcript - 02/17/2023 - Final Trial Management Conference (Kimberly C. McCright)
32.	16-Aug-2023	FILED: Reporter's Transcript - 04/28/2023 - Continuance (Kimberly C. McCright)
33.	16-Aug-2023	FILED: Reporter's Transcript - 11/16/2021 - Settlement Conference (Kimberly C. McCright)
34.	16-Aug-2023	FILED: Reporter's Transcript - 05/09/2022 - Final Trial Management Conference (Kimberly C. McCright)
35.	16-Aug-2023	FILED: Reporter's Transcript - 05/24/2022 - Trial Continuance Past Last Day (Kimberly C. McCright)
36.	16-Aug-2023	FILED: Reporter's Transcript - 09/15/2022 - Continuance (Kimberly C. McCright)
37.	16-Aug-2023	FILED: Reporter's Transcript - 10/24/2022 - Final Trial Management Conference (Kimberly C. McCright)
38.	16-Aug-2023	FILED: Reporter's Transcript - 11/14/2022 - Trial Procedure Conference (Kimberly C. McCright)
39.	16-Aug-2023	FILED: Reporter's Transcript - 12/01/2022 - Status Conference (Kimberly C. McCright)
40.	16-Aug-2023	FILED: Reporter's Transcript - 01/06/2023 - Oral Argument (Kimberly C. McCright)
41.	16-Aug-2023	FILED: Reporter's Transcript - 11/01/2022 - Trial Assignment (Kimberly C. McCright)

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42. 17-Aug-2023 FILED: Notice of Completion of Record
43. 21-Aug-2023 FILED: Motion to Withdraw and Substitute New Counsel; Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
44. 29-Aug-2023 ORDERED: Motion to Withdraw and Substitute New Counsel (Appellant) = GRANTED. FURTHER ORDERED: Appointing attorney Stephen Duncan as attorney for appellant in this appeal. FURTHER ORDERED: 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: Opening brief is due by 11/16/2023. Benjamin A Armstrong ProTem Judge - Author Benjamin A Armstrong ProTem Judge - Author
45. 16-Nov-2023 FILED: Motion for Procedural Order (Extension of Time to File Opening Brief); Certificate of Service (Appellant)
46. 17-Nov-2023 ORDERED: Motion for Procedural Order (Extension of Time to File Opening Brief) (Appellant) = GRANTED. Due date EXTENDED from Thursday, 11-16-2023 to Monday, 12-18-2023. Benjamin A Armstrong ProTem Judge - Author
47. 18-Dec-2023 FILED: Motion for Procedural Order (Extension of Time to File Opening Brief); Certificate of Service (Appellant)
48. 19-Dec-2023 ORDERED: Motion for Procedural Order (Extension of Time to File Opening Brief) (Appellant) = GRANTED. Due date EXTENDED from Monday, 12-18-2023 to Wednesday, 01-17-2024 or OSC set on 02/07/2024 Benjamin A Armstrong ProTem Judge - Author
49. 17-Jan-2024 FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
50. 19-Jan-2024 ORDERED: If appellant wishes to file a pro se supplemental opening brief raising additional issues on appeal, appellant must do so by 02/28/2024. If appellant chooses to file a supplemental opening brief, appellant must file an original and one copy with the Clerk of this Court, provide two copies to appellee and provide one copy to appellant's counsel. FURTHER ORDERED: Directing appellant's counsel to furnish appellant a paper copy of the opening brief, together with a paper copy of all records on appeal, including all transcripts in counsel's possession. Counsel shall provide the Clerk of this Court and appellee a copy of counsel's transmittal letter, specifying the documents forwarded to appellant. FURTHER ORDERED: The filing of an answering brief shall await further order of the Court. Benjamin A Armstrong ProTem Judge - Author
51. 2-Apr-2024 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
52. 12-Apr-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record