

Court of Appeals, Division One

Criminal

1 CA-CR 23-0312

STATE v. TUPA

Appellate Case Information

Case Filed: 2-Aug-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. JASON AARON TUPA, Appellant

(Litigant Group) JASON AARON TUPA

- Jason Aaron Tupa

Attorneys for: Appellant

Sharolynn Griffiths, Esq. (AZ Bar No. 25509)

CASE STATUS

Oct 20, 2023.....Record Complete-Notice Completion Sent

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CR2020-001622-001	See file	See file	David W Garbarino, Sentencing	JURY	

OPEN DUE DATE

Opening Brief Due

Due By:

Monday, May 6, 2024

Re: FILED: Notice of Completion of Record

[4 extensions]

46 PROCEEDING ENTRIES

- 2-Aug-2023 FILED: Notice of Appeal from Maricopa County Superior Court filed 07/28/23. Notification to Court Reporters dated 08/01/2023.
- 2-Aug-2023 FILED: Appellate Clerk Notice (31.2(g))
- 3-Aug-2023 FILED: Motion to Withdraw as Counsel of Record and Motion to Appoint Appellate Counsel; Certificate of Service (Appellant)
- 4-Aug-2023 ORDERED: Directing appellant to make arrangements with the court reporter(s) to pay for the preparation of the transcripts by 09/05/2023. FURTHER ORDERED: Directing appellant to file a notice in this court by 09/12/2023, as to the arrangements made. If appellant fails to file a notice, the court will dismiss this appeal. FURTHER ORDERED: Appellant may file in the superior court a motion to proceed as indigent with a supporting affidavit as required by Rule 31.5(a)(2). Counsel Matthew Long must assist appellant with the request. Appellant must file a copy of the request in this court by 09/05/2023. FURTHER ORDERED: Absent satisfactory financial arrangements, no transcripts are due in this case until further order from this court. Benjamin A Armstrong ProTem Judge - Author
- 7-Aug-2023 ORDERED: Motion to Withdraw as Counsel of Record and Motion to Appoint Appellate Counsel (Appellant) = DENIED. FURTHER ORDERED: Directing appellant to comply with the 08/04/2023, order to make financial arrangements for the preparation of transcripts or, if appropriate, file a motion in the superior court to proceed as an indigent on appeal. Benjamin A Armstrong ProTem Judge - Author
- 9-Aug-2023 ORDERED: Appointing the Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Court reporters Lauren Kuhnhehn, Tara Kramer, Kristine Mayo, Nicole Tatlow, and Luz Franco transcripts due 09/25/2023. Benjamin A Armstrong ProTem Judge - Author
- 18-Aug-2023 FILED: Courtesy Copy - Designation of Record for Appeal Filed in Superior Court (Appellant)
- 21-Aug-2023 ORDERED: Ken Crenshaw transcript(s) dated 07/30/2020, 08/19/2022, 01/05/2023, 01/12/2023, 04/17/2023, 05/05/2023, 05/10/2023, due by 10/05/2023. FURTHER ORDERED: Court Reporter Jennifer Church transcript(s) dated 10/04/2022 due by 10/05/2023. FURTHER ORDERED: Court Reporter Hope Yeager transcript(s) dated 10/13/2022, due by 10/05/2023. FURTHER ORDERED: Court Reporter Tara L Kramer transcript(s) dated 12/05/2022, due by 10/05/2023. FURTHER ORDERED: Reaffirming this previously set due date of 09/25/2023 for transcripts dated 05/18/2023, 05/22/2023, 05/23/2023, 05/24/2023, 06/06/2023, 06/07/2023, 06/08/2023, for Court Reporter Tara L Kramer. Hon Randall M Howe - Author

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9.	8-Sep-2023	FILED: Additional Record on Appeal Physical Exhibits: Hearing Date: 05/16/2023 List # 10 17 in manila envelope Sealed Exhibit: Confidential Criminal History Report in Sealed Manila Envelope
10.	8-Sep-2023	FILED: Reporter's Transcript - 12/05/2022 - Status Conference - (Tara L. Kramer)
11.	8-Sep-2023	FILED: Reporter's Transcript - 05/18/2023 - Jury Trial - (Tara L. Kramer)
12.	8-Sep-2023	FILED: e-Record on Appeal: Instruments/Minute Entries: Combined Disposition Report: None Exhibits: None sent with e-Record
13.	11-Sep-2023	FILED: Reporter's Transcript - 05/22/2023 - Jury Trial - (Tara L. Kramer)
14.	14-Sep-2023	FILED: Reporter's Transcript - 05/23/2023 - Jury Trial - (Tara L. Kramer)
15.	15-Sep-2023	FILED: Reporter's Transcript - 10/13/2022 - Trial Continuance - PM - (Hope J Yeager)
16.	20-Sep-2023	FILED: Reporter's Transcript - 05/24/2023 - Jury Trial - (Tara L. Kramer)
17.	22-Sep-2023	FILED: Reporter's Transcript - 06/01/2023 - Trial Day 8 (Nicole Tatlow)
18.	24-Sep-2023	FILED: Untitled Motion for Extension (Time to File Transcripts) (Lauren Kuhnhenh)
19.	25-Sep-2023	ORDERED: Untitled Motion for Extension (Time to File Transcripts) (Lauren Kuhnhenh) = GRANTED. Due Dates EXTENDED to 10/25/2023 for Transcripts dated 05/16/2023, 05/17/2023 or OSC set on 11/01/2023. Hon Randall M Howe - Author
20.	25-Sep-2023	FILED: Reporter's Transcript - 06/06/2023 - Jury Trial - (Tara L. Kramer)
21.	25-Sep-2023	FILED: Reporter's Transcript - 06/07/2023 - Jury Trial - (Tara L. Kramer)
22.	25-Sep-2023	FILED: Reporter's Transcript - 06/08/2023 - Jury Trial - (Tara L. Kramer)
23.	25-Sep-2023	FILED: Reporter's Transcripts - 5/30/2023 - Trial Day 7 - (Kristine Mayo)
24.	25-Sep-2023	FILED: Reporter's Transcript - 07/21/2023 - Sentencing (Luz Franco)
25.	27-Sep-2023	FILED: Reporter's Transcript - 10/04/2022 - Final Trial Management Conference (Jennifer Church)
26.	4-Oct-2023	FILED: Reporter's Transcript - 07/30/2020 - Arraignment (Becky Kleiner)
27.	4-Oct-2023	FILED: Reporter's Transcript - 08/19/2022 - Trial Management Conference (Becky Kleiner)
28.	4-Oct-2023	FILED: Reporter's Transcript - 01/05/2023 - Trial Management Conference (Becky Kleiner)
29.	4-Oct-2023	FILED: Reporter's Transcript - 01/12/2023 - Status Conference (Becky Kleiner)
30.	4-Oct-2023	FILED: Reporter's Transcript - 04/17/2023 - Status Conference (Becky Kleiner)
31.	4-Oct-2023	FILED: Reporter's Transcript - 05/05/2023 - Trial Procedure Conference (Becky Kleiner)
32.	4-Oct-2023	FILED: Reporter's Transcript - 05/10/2023 - Settlement Conference (Becky Kleiner)
33.	11-Oct-2023	FILED: Reporter's Transcripts - Jury Trial - 05/16/2023 (Lauren Kuhnhenh)
34.	13-Oct-2023	FILED: Reporter's Transcripts - 05/17/2023 - Jury Trial - (Lauren Kuhnhenh)
35.	20-Oct-2023	FILED: Notice of Completion of Record
36.	24-Oct-2023	FILED: Motion to Withdraw and Substitute New Counsel; Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
37.	30-Oct-2023	ORDERED: Motion To Withdraw And Substitute New Counsel(Appellant) = GRANTED and appointing attorney Stephen Duncan as attorney for appellant in this appeal. FURTHER ORDERED: 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: Motion To Extend Opening Brief Due Date = GRANTED. Due date EXTENDED from 12/04/2023 to 01/18/2024. Benjamin A Armstrong ProTem Judge - Author

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38.	18-Jan-2024	FILED: Motion for Procedural Order (Extension of Time to File Opening Brief); Certificate of Service (Appellant)
39.	19-Jan-2024	ORDERED: Motion for Procedural Order (Extension of Time to File Opening Brief) (Appellant) = GRANTED. Due date EXTENDED from Thursday, 01-18-2024 to Tuesday, 02-20-2024 Benjamin A Armstrong ProTem Judge - Author
40.	20-Feb-2024	FILED: Motion for Procedural Order (Extension of Time to File Opening Brief); Certificate of Service (Appellant)
41.	21-Feb-2024	ORDERED: Motion for Procedural Order (Extension of Time to File Opening Brief) (Appellant) = GRANTED. Due date EXTENDED from Tuesday, 02-20-2024 to Thursday, 03-21-2024 Benjamin A Armstrong ProTem Judge - Author
42.	21-Mar-2024	FILED: Motion for Procedural Order (Extension of Time to File Opening Brief); Certificate of Service (Appellant)
43.	21-Mar-2024	FILED: Stipulation for Substitution of Counsel and Consent; Certificate of Service (Appellant)
44.	21-Mar-2024	FILED: Motion for Procedural Order (Extension of Time to File Opening Brief) (Duplicate); Certificate of Service (Appellant)
45.	21-Mar-2024	ORDERED: Motion for Procedural Order (Extension of Time to File Opening Brief) (Appellant) = GRANTED. Due date EXTENDED from Thursday, 03-21-2024 to Monday, 04-22-2024 Geoffrey P Butzine ProTem Judge - Author
46.	25-Mar-2024	ORDERED: Substituting attorney Sharolynn Griffiths as counsel for appellant for all remaining proceedings on appeal in place of attorney Stephen Duncan. FURTHER ORDERED: The opening brief must be filed by 05/06/2024. Benjamin A Armstrong ProTem Judge - Author