Arizona Supreme Court

Criminal Petition for Review-Post Conviction (ASC)

CR-24-0048-PR STATE OF ARIZONA v CODY WILLIAM CLARK

Appellate Case Information

Case Filed: 20-Feb-2024 Archive on: 25-Jun-2034 (planned)

Case Closed: 25-Jun-2024

Dept/Composition

Side 1. STATE OF ARIZONA, Respondent

(Litigant Group) STATE OF ARIZONA

- **State of Arizona**

Attorneys for: Respondent

J William Brammer, Jr., Esq. (AZ Bar No. 2079)

Mark A Hotchkiss, Esq. (AZ Bar No. 28085)

Side 2. CODY WILLIAM CLARK, Petitioner

(Litigant Group) CODY WILLIAM CLARK

- **Cody William Clark**

Attorneys for: Petitioner

Harold L Higgins, Jr, Esq. (AZ Bar No. 3177)

CASE STATUS

Jun 25, 2024....Case Closed **Jun 25, 2024....Decision Rendered**

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
2 CA	2 CA-CR 23-0204 PRPC				
PIM	CR20151234001		Howard J Fell, Authoring Judge of Order Comments: (none)		

CASE DECISION

25-Jun-2024 ORDER

ORDERED: Petition for Review Post-Conviction Relief = DENIED.

Filed: **25-Jun-2024** Mandate:

Decision Disposition
Denied

12 PROCEEDING ENTRIES

1.	20-Feb-2024	FILED: Motion to Extend Time for Filing Petition for Review; Certificate of Service (Petitioner Clark)
2.	21-Feb-2024	Petitioner Clark filed a "Motion to Extend Time for Filing Petition for Review" on February 20, 2024. Pursuant to Arizona Rules of Criminal Procedure, 31.6(e) and Arizona Rules of Civil Appellate Procedure, Rule 6(b), a motion for a procedural order must include a statement by the moving party of whether the other parties consent to, or object to, the entry of the order that is sought; or why the moving party was unable to contact the other parties before filing the motion, and the caption of a motion for procedural order must include the words, "Motion for Procedural Order." Therefore, IT IS ORDERED the motion is denied without prejudice to Petitioner Clark's ability to file a motion in compliance with Arizona Rules of Crim. Proc. Rule 31.6(e) and ARCAP 6(b). This matter is subject to dismissal if a compliant motion or petition for review is not filed by February 28, 2024. (Tracie K. Lindeman Clerk)
3.	22-Feb-2024	FILED: Motion for Procedural Order: Amended Motion to Extend Time for Filing Petition for Review; Certificate of Service (Petitioner Clark)
4.	22-Feb-2024	A "Motion for Procedural Order: Amended Motion to Extend Time for Filing Petition for Review" (Petitioner Clark) having been filed on February 22, 2024, IT IS ORDERED granting an extension of time to file the petition for review on or before March 29, 2024. No further extensions of time shall be granted absent extraordinary circumstances. This matter is subject to dismissal if the petition for review is not filed by March 29, 2024. (Tracie K. Lindeman Clerk)
5.	29-Mar-2024	FILED: Petition for Review Post-Conviction Relief; Certificate of Service; Certificate of Compliance; Memorandum Decision (Petitioner Clark)

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12 PROCEEDING ENTRIES

6.	29-Mar-2024	FILED: Appendix: Petition for Review; Certificate of Service (Petitioner Clark)
7.	29-Mar-2024	FILED: Motion to Exceed Word Limit; Certificate of Service (Petitioner Clark)
8.	2-Apr-2024	Petitioner Clark filed a "Motion to Exceed Word Limit" on March 29, 2024. Pursuant to Arizona Rules of Criminal Procedure, 31.6(e), a motion for a procedural order must include a statement by the moving party of whether the other parties consent to, or object to, the entry of the order that is sought; or why the moving party was unable to contact the other parties before filing the motion, and the caption of a motion for procedural order must include the words, "Motion for Procedural Order." Therefore, IT IS ORDERED the motion is denied without prejudice to Petitioner's ability to file a motion in compliance with Arizona Rules of Crim. Proc. Rule 31.6(e). (Tracie K. Lindeman Clerk)
9.	5-Apr-2024	FILED: Motion for Procedural Order: Amended Motion to Exceed Word Limit; Certificate of Service (Petitioner Clark)
10.	5-Apr-2024	A "Motion for Procedural Order: Amended Motion to Exceed Word Limit" (Petitioner Clark) having been filed with a 7,284-word count petition for review, and the Clerk of the Court having been authorized by the Supreme Court to enter orders granting or denying requests for extended word count, IT IS ORDERED granting Petitioner Clark's motion to exceed the word count limit on the petition for review by 3,784 words for a total of 7,284 words. The petition for review shall be filed as of March 29, 2024. (Tracie K. Lindeman Clerk)
11.	5-Apr-2024	FILED: Record from CofA: Link to Electronic Record
12.	25-Jun-2024	ORDERED: Petition for Review Post-Conviction Relief = DENIED. ----------