

**Arizona Supreme Court**  
**Criminal Petition for Review-Post Conviction (ASC)**

**CR-24-0167-PR**

**STATE OF ARIZONA v ERIC LEE HAYES SR.**

**Appellate Case Information**

Case Filed: **8-Jul-2024** Archive on: 10-Jul-2034 (planned)  
Case Closed: **10-Jul-2024**

**Dept/Composition**

**Side 1. STATE OF ARIZONA, Respondent**

(Litigant Group) STATE OF ARIZONA

- State of Arizona

**Attorneys for: Respondent**

Philip D Garrow, Esq. (AZ Bar No. 22458)

Linley Wilson, Esq. (AZ Bar No. 27040)

**Side 2. ERIC LEE HAYES SR., Petitioner**

(Litigant Group) ERIC LEE HAYES SR.

- Eric Lee Hayes, Sr.

PRO SE

**CASE STATUS**

Jul 10, 2024.....**Case Closed**

Jul 10, 2024.....**Decision Rendered**

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
1 CA 1 CA-CR 20-0141					
MAR CR2018-002654-001	See File	See File	Peter A Thompson, Sentencing Comments: (none)	JURY	
1 CA 1 CA-CR 24-0186 PRPC					
MAR CR2018-002654-001			Kevin B Wein, Judge on PC Comments: (none)		
1 CA 1 CA-CR 24-0190 PRPC					
MAR CR2018-002654-001			Peter A Thompson, Judge on PC Comments: (none)		

**CASE DECISION**

**10-Jul-2024 ORDER**

\* Petitioner Hayes, pro se, filed a "Motion for Procedural Order for Extension of Time to File Petition for Review." In his motion, he included the three court of appeals' case numbers shown above.

The court of appeals issued its decision in 1 CA-CR

**Kathryn King**

Filed: **10-Jul-2024**

Mandate:

Decision Disposition

**Denied**  
**Dismissed**

**2 PROCEEDING ENTRIES**

- 8-Jul-2024 FILED: Motion for Procedural Order for Extension of Time to File Petition for Review (Petitioner Hayes, Pro Se)

**Arizona Supreme Court**  
**Criminal Petition for Review-Post Conviction (ASC)**

**CR-24-0167-PR**

**STATE OF ARIZONA v ERIC LEE HAYES SR.**

**2 PROCEEDING ENTRIES**

2. 10-Jul-2024 Petitioner Hayes, pro se, filed a "Motion for Procedural Order for Extension of Time to File Petition for Review." In his motion, he included the three court of appeals' case numbers shown above.

The court of appeals issued its decision in 1 CA-CR 20-0141 on April 8, 2021, and the mandate issued on November 2, 2021. The court of appeals dismissed case number 1 CA-CR 24-0186 PRPC on April 3, 2024 as untimely, noting that the trial court had dismissed the petition for post-conviction relief on August 29, 2023. The court of appeals also dismissed case number 1 CA-CR 24-0190 PRPC on April 8, 2024 as untimely, again noting that the trial court had dismissed the petition for post-conviction relief on August 29, 2023.

Under Ariz. R. Crim. P. 31.21(b)(2)(A), unless a motion for reconsideration has been filed, a petitioner must file a petition for review within 30 days of the court of appeals' decision or seek an extension before the expiration of the 30-day period. Petitioner's challenges to each of the court of appeals' decisions in these three proceedings are therefore untimely. Accordingly,

IT IS ORDERED denying the "Motion for Procedural Order for Extension of Time to File Petition for Review."

IT IS FURTHER ORDERED dismissing this proceeding as untimely. (Hon. Kathryn H. King)

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