

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YAVAPAI

FILED
Date: FEB 12 2021 ✓
3 o'clock P.M.
Donna McQuality, Clerk
By: L. WILLIAMS
Deputy

STATE OF ARIZONA)

P1300CR 201901558
V1300CR _____

vs)

Div. PTA Date FEB 12 2021

Hon. Debra R. Phelan

Michael Lee Ham
Defendant [D- 1])

PRETRIAL CONFERENCE [MINUTE ENTRY]

START TIME: 4:01 p.m. END TIME: 4:14 p.m.

County Attorney / Attorney General is present by Brett Herames, telephonically Victim case: [] yes [X] no
Defendant is/is not present ([] in custody); represented by Counsel Andrew Jolley and Melissa S. Ho, by video

[] Appearance waived _____

[] PLEA OFFER MADE [] ACCEPTED [] DECLINED

IT IS ORDERED [X] setting [] continuing [] confirming:

PRETRIAL CONFERENCE _____, 20____, _____m. [AE/AE]

PRETRIAL CONF/SETTLEMENT CONF/POSS CHANGE OF PLEA _____, 20____, _____m.

_____ , 20____, _____m.

TRIAL 12 weeks days allotted January 18 through April 8, 2022 9:30 a.m. Pretrial _____m. [AE/AE]

[X] DEFENDANT MUST BE PRESENT [X] and is advised of the consequences of non appearance.

DEADLINE FOR FILING MOTIONS on _____ or 45 days prior to trial

DEADLINE FOR MOTIONS IN LIMINE on _____ or _____ days prior to trial

DEADLINE FOR RESPONSES TO MOTIONS IN LIMINE on _____ or _____ days prior to trial

DEADLINE FOR VOIR DIRE on _____ or _____ days prior to trial

DEADLINE FOR JURY INSTRUCTIONS on _____ or _____ days prior to trial

DEADLINE FOR LIST OF EXHIBITS AND/OR WITNESSES on _____ or _____ days prior to trial

[] RESPONSE AND REPLY TIMES SHALL BE IN ACCORDANCE WITH THE RULES

FURNISH ALL EXHIBITS TO CLERK on _____ or 7 days prior to trial

WARNING: Failure to submit exhibits to the Clerk by the ordered deadline will result in a monetary sanction of not less than \$100 and/or preclusion of exhibits not timely submitted.

[] IT IS ORDERED confirming Trial date of _____, 20____

Number of Trial Jurors needed including Alternates _____ [] County-wide draw [] District only _____

[] CUSTOM JURY INSTRUCTIONS [] written [] electronic format [] _____ Judicial days prior to trial.

PURSUANT TO ADMINISTRATIVE ORDER 2018-05, either party may make a written request to YavapaiJuryServices@courts.az.gov for a list of prospective juror names at least five (5) days prior to trial. Any lists provided must be returned to the Jury Commissioner's office at the conclusion of jury selection.

A Status Conference will be set by separate notice.

IT IS ORDERED:

Time is/will be [X] excluded [] non-excluded [] pursuant to Rule 8 [] pursuant to Rule 11 [] by waiver of defendant

[] Defendant waives Rule 15.8 disclosure. [] Rule 15.8 disclosure does not apply.

[X] confirming existing release conditions [] modifying release conditions

Temporarily reassigning this matter to Division 5 for the purpose of a Settlement Conference and Donald Hearing.
Dismissing Count 15 without prejudice -

[] County Atty. (e)	[X] AG (e)	[X] Def Atty. <u>Prosser Law Group</u>	[] PD (e)	Court Clerk <u>L. WILLIAMS</u>
[] Victim Services (e)	[] JPT Services (e)			
[X] Div <u>PTA</u>	[] w/file	[] YCSO Detention Records (e)		Court Reporter <u>Laura Ashbrook</u>
[X] Other <u>Div 5(e)</u>	[] YCSO Transport (cert)			
[] CT Admin - INT (e)		TOTAL <u>0</u>		Interpreter _____



Clerk of Superior Court

Donna McQuality, Clerk
Kelly Gregorio, Chief Deputy

Camp Verde Superior Court
2840 N. Commonwealth Drive
Camp Verde, Arizona 86322
Phone (928) 567-7741
Fax (928) 567-7720

Yavapai County Courthouse
120 S. Cortez
Prescott, Arizona 86303
Phone (928) 771-3312
Fax (928) 771-3111

Juvenile Justice Center
1100 Prescott Lakes Parkway
Prescott, Arizona 86301
Phone (928) 771-3103
Fax (928) 777-7989

NOTICE OF EXHIBIT DEADLINE

You are hereby notified that exhibits must be received by the Clerk no later than 5:00 p.m. on the deadline indicated in the attached minute entry/order. Failure to comply with the Court ordered deadline will result in the Clerk advising the Court of the submitting party's non-compliance. Sanctions may be imposed, up to and including preclusion of the exhibits. **In the event no deadline has been set, exhibits shall be submitted to the Clerk no later than 5 working days prior to any hearing at which exhibits are to be presented.**

Exhibits shall be submitted to the Clerk's office along with a formal list of exhibits. The list shall include a brief description of each exhibit and the following criteria shall be met:

- Unless otherwise ordered by the Judge, the Clerk no longer accepts items other than paper (8.5"x11"), audio or video for the purpose of marking. **Photographs will be accepted and marked by the Clerk for any other items.**
- In the event the Judge allows larger or unwieldy items, such as large poster boards, drugs, weapons or cash, they will be accepted by the Clerk on the day of the hearing; however, a **photograph of the item shall also be submitted to be marked along with the item.** The Clerk will be requesting release of the unwieldy items at the end of the hearing but will retain the photograph for purpose of appeal.
- Exhibits will be marked consecutively, *as they are received*. If your list refers to an exhibit and that exhibit is not provided at the time of marking, the Clerk will not reserve that number and the numbers of all subsequent exhibits will be marked with the next sequential numbers. Any additional exhibits will be marked at the time they are received. In addition, it is essential that counsel confer in an effort to avoid submitting duplicate exhibits.
- Each multiple page exhibit must be **securely fastened together by staple** or other means. Paper clips, binder clips, or rubber bands **will not** be accepted. Any Acco fasteners used must be long enough to fasten securely. You may also provide an *optional* single slip of colored paper with the exhibit number on it, which will serve as an exhibit divider.

To make arrangements for equipment to be used in the Courtroom at the time of a hearing, please contact the assigned Division in advance.

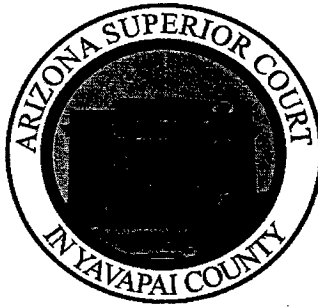
Thank you for your cooperation in this matter.

Please feel free to contact the following Clerks if you have any questions:

Verde Valley Exhibit Clerk @ (928) 567-7741
Prescott Exhibit Clerk @ (928) 771-3312
Juvenile Justice Center Clerk @ (928) 771-3103

Revised 05/24/2019
F:Clerks/Exhibits/Exhibit Forms/Notice of Deadline

YAVAPAI COUNTY
SUPERIOR COURT



HEALTH & SAFETY
SCREENING
GUIDELINES

Effective June 1, 2020 the Yavapai County Superior Court will be practicing health and safety measures for those persons coming into the courthouses. Please note the following procedures that court staff will be following until further notice.

- All persons coming into the Superior Court facilities will be required to wear a mask at all times unless directed otherwise.

◇ Please bring your own mask. If you do not bring a mask, one will be provided for you.

◇ If you refuse to wear a mask, you will be denied entry into the courthouse.

- You will be asked the following three questions prior to entering through the magnetometer:

◇ Have you tested positive for COVID-19 in the past 10 days or are you currently waiting for test results?

◇ Have you had contact with someone who has tested positive for the COVID-19 virus in the last 14 days?

◇ Have you experienced any symptoms of COVID-19 in the last 10 days?

** If you answer "yes" to any of these questions, you may be denied entry into the courthouse until cessation of symptoms, diagnosis other than COVID-19 explains a symptom, or negative COVID-19 test results no longer indicate COVID-19 infection under the CDC guidelines. You may request an exception by completing a form and submitting it to Court Administration for consideration.*

- Court Security and/or other court staff will be checking your temperature upon entry.

◇ Your temperature will be scanned by an infrared digital thermometer. It will be placed approximately two to five centimeters away from your forehead.

◇ If your temperature reads 100.4° F or higher, you will be denied entry into the courthouse and directed to contact the Division or department in which you had business by telephone or alternate means. *Upon request, you may re-test once after 15 minutes.*

◇ Court Security Officers will be equipped with masks and gloves while conducting temperature checks and screening equipment will be frequently sanitized for everyone's protection.

Some activities can raise your body temperature. Heavy exercise and/or caffeine intake can raise your body temperature. Ensure these activities are limited prior to coming to the courthouse.

SYMPTOMS OF COVID-19
Shortness of breath or difficulty breathing
Muscle pain
Body temperature over 100.4°F
Sore throat
Cough
New loss of taste or smell

Some medical conditions can affect temperatures. If you are willing, please discuss with us if you feel a separate condition exists that may cause an elevated reading.