

SUPREME COURT OF ARIZONA

STATE OF ARIZONA,) Arizona Supreme Court
) No. CR-11-0107-AP
 Appellee,)
) Pima County
 v.) Superior Court
) No. CR20092300-003
 JASON EUGENE BUSH,)
) CONSOLIDATED
 Appellant.) WITH:
)
)
 STATE OF ARIZONA,) Arizona Supreme Court
) No. CR-16-0271-PC
 Plaintiff/Respondent,)
) Pima County
 v.) Superior Court
) No. CR20092300-003
 JASON EUGENE BUSH,)
)
 Defendant/Petitioner.) **FILED 1/10/2017**
)
) **O R D E R**

Upon considering the Motion to Supplement the Record on Appeal, Response, Reply, and related attachments,

IT IS ORDERED denying the motion as to Attachment A (photographs) and Attachment B (medical documents). The motion is granted as to Attachment C and the transcript marked State's Exhibit 176 shall be included in the record on appeal.

IT IS FURTHER ORDERED denying the request to stay the appeal and remand to the superior court.

IT IS FURTHER ORDERED striking the following parts of Appellant's Supplemental Opening Brief: "and a separate Brady violation for failing to turn over exculpatory photographs of Bush's gunshot wound on the night of his interrogation" on page 27, the last four lines on page 28, and the entire page 29; the entire page 32, the entire page 33, and "his wound, detectives first took him to the police station where he was interrogated from approximately 8:30 p.m.

to about 12:30 a.m.” on page 34. This order is without prejudice to Mr. Bush raising claims in a Rule 32 petition for post-conviction relief.

DATED this 10th day of January, 2017.

For the Court:

_____/s/_____
Scott Bales
Chief Justice

Justice Gould and Justice Lopez did not participate in the determination of this matter.

TO:

Lacey Stover Gard

John L Saccoman

Brent E Graham

Jason Eugene Bush, ADOC 263227, Arizona State Prison, Florence -
Eyman Complex-Browning Unit (SMU II)

Dale A Baich

Diane Alessi

Amy Armstrong