

ARON GUNCHES - 145311
ASAC - EYMAN / RYNNING
P.O. Box 3100
LAWRENCE, AZ. 85132

ARIZONA SUPREME COURT

STATE OF ARIZONA,
APPELLEE,

VS.
ARON GUNCHES,
APPELLANT,

AZ SUPREME COURT, No. CR-13-0282-AP

MOTION: WITHDRAW FROM
ISSUANCE OF DEATH WARRANT
(EXPEDITED JUDGEMENT REQUESTED)

APPELLANT ARON GUNCHES COMES BEFORE THIS COURT AND REQUESTS TO WITHDRAW HIS MOTION: ISSUANCE OF DEATH WARRANT, FOR THE FOLLOWING: ON NOV. 25, 2022, APPELLANT FILED HIS MOTION IGNORANT OF ATTORNEY GENERAL / "AG" - ELECT MAYES STATED INTENTIONS OF "PAUSING" EXECUTIONS IN ARIZONA, THAT, "WE NEED TO TAKE SOME TIME TO ASSESS HOW THE DEATH PENALTY HAS WORKED, AND MAKE SURE THAT THIS IS DONE LEGALLY AND CORRECTLY," (AZ REPUBLIC, DEC 4). ARON GUNCHES WOULD NOT HAVE FILED HIS MOTION HAD HE KNOWN THIS STUNNING NEWS, AND NOW SEEKS TO WITHDRAW.

THE 3 RECENT BOTCHED EXECUTIONS OF: DIXON, ATWOOD, HOOPER, WERE DONE UNDER AG BRNOVICH AND CARRIED OUT IN A MANNER THAT AMOUNTS TO TORTURE. CASE IN POINT, THE EXECUTION OF MURRAY HOOPER: THE ADC EXECUTION TEAM (WHO STYLE THEMSELVES AS "MEDICAL PROFESSIONALS") INSPECTED HIS ARM FOR VEIN AVAILABILITY AND SUPPOSEDLY FINDING NONE QUICKLY PROCEEDED TO THE FEMORAL ARTERY "CUT-DOWN" SURGICAL METHOD. FOR A UNCERTIFIED EXECUTION TEAM MEMBER WITH INADEQUATE TRAINING IN IV INSERTION, AND ADMITTED DIFFICULTIES IN THE 2 PREVIOUS EXECUTIONS, PERFORMING SURGERY IS UNBELIEVABLE TO SAY THE LEAST! PRIOR TO THE UNTRAINED SURGERY, THE ADC EXECUTION TEAM ACTUALLY FORGOT TO BRING THE ANESTHETIC TO THE EXECUTION, SPENT AS MUCH AS 10 MINUTES

SEARCHING AROUND THE EXECUTION ROOM BEFORE REQUESTING ANOTHER SYRINGE OF ANESTHESIA BE BROUGHT, THEN ADMINISTERED, THEN IMMEDIATELY PERFORMING THE UNTRAINED SURGERY. WE CAN ONLY HOPE THE RETRIEVED SYRINGE CONTAINED ANESTHESIA. HOOPER WAS GRIMACING IN PAIN THROUGHOUT, WITH "A FAIR AMOUNT OF BLOOD" PRESENT. THEN THE ADC EXECUTION TEAM MEMBER RECHECKED THE SAME ARM HE DISREGARDED INITIALLY AND SEEING THAT THE VEIN WAS AVAILABLE AFTERALL, AND PROCEEDED WITH UNQUALIFIED IV INSERTION. THE ADC STAFF ON THE EXECUTION TEAM ARE NOT MEDICAL PROFESSIONALS, NOR ARE THEY CERTIFIED FOR IV INSERTION, NOR ARE THEY CAPABLE OF PERFORMING SURGERY. PLAIN AND SIMPLE: THIS WAS TORTURE.

AARON GUNCHES DOES NOT WANT TO BE TORTURED BEFORE HE IS EXECUTED AND ASKS THIS COURT TO WITHDRAW HIS MOTION WITH LEAVE TO FILE AT A LATER DATE, AFTER AG MAYES INSURES EXECUTIONS CAN BE DONE IN A PROPER MANNER. FOR THE ARIZONA SUPREME COURT TO ISSUE A EXECUTION WARRANT UNDER THE CURRENT CONDITIONS AMOUNTS TO COURT ORDERED CRUEL AND UNUSUAL PUNISHMENT, WHICH SIMPLY CANNOT BE ALLOWED.

AG MAYES IS ACTING IN A RESPONSIBLE MANNER WITH A ETHICAL AND MORAL OBLIGATION, NOT ONLY TO THE AG'S OFFICE BUT TO THE LAWS OF ARIZONA, SOMETHING PREVIOUS AG, MR. BRANDVICH, HAD ROUTINELY CHOSEN TO IGNORE.

IN CONCLUSION

IN RESPONDING TO AARON GUNCHES' REQUEST FOR CONTINUANCE, APPELLEE STATED, "IF GUNCHES DOES NOT WISH A WARRANT OF EXECUTION TO BE CONFERENCED AND POTENTIALLY ISSUED UNDER THIS COURT'S CURRENT TIMELINE, THEN HIS COURSE OF ACTION SHOULD HAVE BEEN TO WITHDRAW HIS MOTION FOR EXECUTION."

AARON GUNCHES, AFTER CONSIDERING APPELLEE'S SAGE ADVICE, AGREES THAT SUCH A REQUEST IS APPROPRIATE AND THEREFORE MAKES IT NOW AND REQUESTS TO WITHDRAW.

RESPECTFULLY SUBMITTED, JANUARY 4, 2023

Aunches