

SUPREME COURT OF ARIZONA

STATE OF ARIZONA, ) Arizona Supreme Court  
 ) No. CR-13-0282-AP  
 Appellee, )  
 ) Maricopa County  
 v. ) Superior Court  
 ) No. CR2003-038541-001  
 AARON BRIAN GUNCHES, )  
 ) **FILED 02/08/2023**  
 Appellant. )  
 )  
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**O R D E R**

On January 31, 2023, the Court ordered that the Appellee State of Arizona ("State"), Appellant Aaron Brian Gunches ("Gunches"), and the Crime Victim, Ms. Karen Price ("Crime Victim"), file simultaneous supplemental briefs not to exceed fifteen pages that address the specific question from the Court, on or before February 14, 2023. The Court anticipated the brief for the Appellee State of Arizona will be filed by the Arizona Attorney General's Office, as the agency that filed the *Motion for Warrant of Execution* on behalf of the State.

The Court subsequently extended the due date for the supplemental briefs, at the request of Gunches, until on or before February 16, 2023.

On February 7, 2023, the Maricopa County Attorney Office ("MCAO") filed a *Motion to Appear as Amicus Curiae* requesting "permission to file an *amicus* brief on February 14, 2023, along with the simultaneous briefs."

Upon consideration, and **GOOD CAUSE APPEARING,**

**IT IS ORDERED** that the *Motion to Appear as Amicus Curiae* filed by the Maricopa County Attorney's Office is granted.

The *amicus curiae* brief shall be filed simultaneously with the supplemental briefs of the Appellee, Gunches, and the Crime Victim, on or before February 16, 2023, and shall not exceed fifteen pages.

Any requests for extension of time or expansion of page limits will not be granted absent extremely extraordinary circumstances.

**IT IS FURTHER ORDERED** that in addition to filing with the Clerk of the Supreme Court (with filing and service through AZTurboCourt) Gunches' advisory counsel, the State, the Crime Victim, and the MCAO as *amicus curiae* shall send all filings by email to Court staff simultaneously to filing with the Clerk of the Court (instructions will be provided for sending email copies to Court staff).

The Court anticipates conferencing the continued motions and supplemental briefing on February 28, 2023, with issuance of a Warrant of Execution that day, if the motion for warrant of execution is granted.

DATED this 8th day of February, 2023.

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/s/  
ROBERT BRUTINEL  
Chief Justice

Justice Lopez, Justice Beene, and Justice Montgomery are recused and have not and will not participate in the above captioned matter.

Honorable John Pelander, Justice (Retired) of the Arizona Supreme Court, has been designated by the Chief Justice to sit on this case until it is finally determined.

TO:

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