

**MINUTES**  
*Arizona Supreme Court*  
**Tuesday, March 20, 2012**

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No. 3610

**CR-11-0318-PR**

**STATE OF ARIZONA v CANDICE LYNNE WRIGHT**

(1) *Court of Appeals Division One* *1 CA-CR 09-0670*

ORDERED: Petition for Review of Court of Appeals Memorandum Decision = CONTINUED.

**CV-11-0303-PR**

**JAMONZ ROSS v HON. McMURDIE/STATE**

(2) *Court of Appeals Division One* *1 CA-SA 11-0216*

ORDERED: Petition for Review of a Special Action Decision of the Court of Appeals = DENIED.

**CR-11-0303-PR**

**STATE OF ARIZONA v JOSE VICENTE MONTANO VEGA**

(3) *Court of Appeals Division One* *1 CA-CR 10-0126*

ORDERED: Petition for Review by the Arizona Supreme Court = CONTINUED.

**CR-11-0362-PR**

**STATE OF ARIZONA v RONALD BRUCE BIGGER**

(4) *Court of Appeals Division Two* *2 CA-CR 07-0244*

ORDERED: Motion to Strike Appendix Filed October 28, 2011 and Motion to Substitute = GRANTED.

FURTHER ORDERED: Petition for Review = DENIED.

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No. 3610

**CV-11-0307-PR**  
(5)

**IN RE MH2010-002637**

*Court of Appeals Division One*

*1 CA-MH 11-0011*

ORDERED: Petition for Review = DENIED.

**CV-11-0309-PR**  
(6)

**TDB TUCSON GROUP v CITY OF TUCSON**

*Court of Appeals Division Two*

*2 CA-CV 11-0025*

ORDERED: Appellant TDB Tucson Group L.L.C.'S Petition for Review = DENIED.

**CV-11-0323-PR**  
(7)

**KELVIN BEATTY et al v ORO VALLEY HOSPITAL**

*Court of Appeals Division Two*

*2 CA-CV 11-0116*

ORDERED: Petition for Review = DENIED.

**CV-11-0341-PR**  
(8)

**GARRY KIRSTEN et al v STEVEN SMITH et al**

*Court of Appeals Division One*

*1 CA-CV 10-0397*

ORDERED: Petition for Review = DENIED.



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**CR-11-0335-PR**  
(13)

**STATE OF ARIZONA v AMIN SHAHEED MUHAMMAD-ALI**  
*Court of Appeals Division Two*                      *2 CA-CR 10-0347*

ORDERED: Petition for Review = DENIED.

**CV-11-0275-PR**  
(14)

**BRENT DANA v CITY OF YUMA/STULL et ux**  
*Court of Appeals Division One*                      *1 CA-CV 10-0321*

ORDERED: Petition for Review = DENIED.

**CV-11-0356-PR**  
(15)

**KRISTEN M. v ADES/T.M.**  
*Court of Appeals Division One*                      *1 CA-JV 10-0253*

ORDERED: Petition for Review = DENIED.

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**CV-11-0344-PR**  
(16)

**MARIO W. et al v HON. KAPIO/STATE et al**  
*Court of Appeals Division One*                      *1 CA-SA 11-0016*

ORDERED: Petition for Review of a Special Action Decision of the Court of Appeals = GRANTED.

FURTHER ORDERED: Cross-Petition for Review = GRANTED.

FURTHER ORDERED: The case shall be set for oral argument.

FURTHER ORDERED: The parties may file simultaneous supplemental briefs, not to exceed 20 pages in length, no later than 20 days from the date of this Court's Minute Letter.

**CV-11-0347-PR**  
(17)

**AARON GUNCHES v HON. KREAMER/STATE**  
*Court of Appeals Division One*                      *1 CA-SA 11-0255*

ORDERED: Oral Argument Requested = CONTINUED.

FURTHER ORDERED: Petition for Review of a Special Action Decision = CONTINUED.

**CR-11-0233-PR**  
(18)

**STATE OF ARIZONA v ED ZAVALA TRUJILLO**  
*Court of Appeals Division One*                      *1 CA-CR 09-0186*

ORDERED: Petition for Review = DENIED.

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**CR-11-0358-PR**  
(19)

**STATE OF ARIZONA v CHRISTIAN PAUL ROYALTY**  
*Court of Appeals Division One*                      *1 CA-CR 10-0527*

ORDERED: Petition for Review of the Opinion of the Court of Appeals = DENIED.

**CR-11-0373-PR**  
(20)

**STATE OF ARIZONA v CLARK ANDREW FISH**  
*Court of Appeals Division One*                      *1 CA-CR 10-0657*

ORDERED: Petition for Review by Arizona Supreme Court = DENIED.

**CR-11-0379-PR**  
(21)

**STATE OF ARIZONA v NEPHI JOSEPH KEMPER**  
*Court of Appeals Division One*                      *1 CA-CR 09-0893*

ORDERED: The State of Arizona's Petition for Review = DENIED.

**CR-11-0393-PR**  
(22)

**STATE OF ARIZONA v KENNETH JOHN FALCONE**  
*Court of Appeals Division Two*                      *2 CA-CR 11-0117 PRPC*

ORDERED: Petition for Review = DENIED.

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**CR-11-0402-PR**  
(23)

**STATE OF ARIZONA v KYLE EVAN SMITH**  
*Court of Appeals Division Two*                      *2 CA-CR 10-0396*

ORDERED: Petition for Review = DENIED.

**CR-11-0411-PR**  
(24)

**STATE OF ARIZONA v CASSIUS CLAYTON WHITEHEAD**  
*Court of Appeals Division Two*                      *2 CA-CR 09-0110*

ORDERED: Petition for Review to Supreme Court = DENIED.

**CV-11-0267-PR**  
(25)

**JGD LLC v AMERICAN TITLE SERVICE AGENCY**  
*Court of Appeals Division One*                      *1 CA-CV 10-0466*

ORDERED: Petition for Review = DENIED.

**CV-11-0298-PR**  
(26)

**DONNA MALONE v DYSART SCHOOL/PLETNICK**  
*Court of Appeals Division One*                      *1 CA-CV 10-0555*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellant Malone) = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellees Dysart Unified School District/Pletnick) = DENIED.

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**CV-11-0343-PR**  
(27)

**NATHAN BREWER v HON. REES/STATE**

*Court of Appeals Division One*

*1 CA-SA 11-0129*

ORDERED: Oral Argument Requested = DENIED.

FURTHER ORDERED: Petition for Review of a Special Action Decision of the Court of Appeals = DENIED.

**CR-11-0396-PR**  
(28)

**STATE OF ARIZONA v CESAR JESUS CERVANTES**

*Court of Appeals Division One*

*1 CA-CR 11-0055*

ORDERED: Petition for Review = DENIED.

**CV-11-0311-PR**  
(29)

**ROBERT WYATT v HON. DITSWORTH/VANGUARD**

*Court of Appeals Division One*

*1 CA-SA 11-0221*

ORDERED: Petition for Review of a Special Action Decision of the Court of Appeals = DENIED.

**CR-11-0380-PR**  
(30)

**STATE OF ARIZONA v DWAYNE CHILDS**

*Court of Appeals Division Two*

*2 CA-CR 10-0304*

ORDERED: Petition for Review by Supreme Court = DENIED.

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No. 3610

**CR-11-0386-PR**  
(31)

**STATE OF ARIZONA v JAIME ANTONIO TORRES**  
*Court of Appeals Division Two*                      *2 CA-CR 10-0283*

ORDERED: Appellant's Petition for Review = CONTINUED.

**CV-11-0312-PR**  
(32)

**RAIN MORGAN v HON. JONES/LISA DELFINI**  
*Court of Appeals Division One*                      *1 CA-SA 11-0235*

ORDERED: Petition for Review of a Special Action Decision of the Court of Appeals = DENIED.

**CV-11-0317-PR**  
(33)

**ANTHONY JACKSON et ux v NATIONWIDE/AMCO INS**  
*Court of Appeals Division Two*                      *2 CA-CV 11-0001*

ORDERED: Petition for Review of Opinion Decision of the Court of Appeals = DENIED.

**CV-11-0322-PR**  
(34)

**JOEL OROZCO v HON. DUNCAN/STATE**  
*Court of Appeals Division One*                      *1 CA-SA 11-0191*

ORDERED: Request for Oral Argument = DENIED.

FURTHER ORDERED: Petition for Review of a Special Action Decision of the Court of Appeals = DENIED.

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**CV-11-0326-PR**  
(35)

**THOMAS SACK v HON. HOGGATT/STATE**  
*Court of Appeals Division Two*                      *2 CA-SA 11-0061*

ORDERED: Petition for Review = DENIED.

**CV-11-0332-PR**  
(36)

**KARLA MELGAARD v ANNETTE DUNKEL et al**  
*Court of Appeals Division One*                      *1 CA-CV 10-0276*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellee American Realty)  
= GRANTED.

**CV-11-0349-PR**  
(37)

**SHERMAN/LINDA HELLER v JAY/KRISTEN HUMPHRIES**  
*Court of Appeals Division Two*                      *2 CA-CV 11-0091*

ORDERED: Petition for Review = DENIED.

**CV-11-0364-PR**  
(38)

**ESTATE OF F AWSIENKO et al v TEMPE ST LUKE'S et al**  
*Court of Appeals Division One*                      *1 CA-CV 10-0891*

ORDERED: Petition for Review = DENIED.

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No. 3610

**CR-11-0064-PR**  
(39)

**STATE OF ARIZONA v RAUL HERRERA III**  
*Court of Appeals Division Two*                      *2 CA-CR 08-0273*

ORDERED: Petition for Review = CONTINUED.

**CR-11-0149-PR**  
(40)

**STATE OF ARIZONA v DAVID BERNARD CLARK**  
*Court of Appeals Division Two*                      *2 CA-CR 11-0009 PRPC*

ORDERED: Petition for Review = GRANTED.

FURTHER ORDERED: The case shall be set for oral argument.

FURTHER ORDERED: The parties may file simultaneous supplemental briefs, not to exceed 20 pages in length, no later than 20 days from the date of this Court's Minute Letter.

**CR-11-0260-PR**  
(41)

**STATE OF ARIZONA v FRANK LERMA GAMEZ**  
*Court of Appeals Division One*                      *1 CA-CR 10-0482*

ORDERED: Petition for Review = DENIED.



**The foregoing action was taken by the Arizona Supreme Court on Tuesday, March 20, 2012.**

\_\_\_\_\_ **Date:** \_\_\_\_\_  
**Rebecca White Berch, Chief Justice**