

SUPREME COURT OF ARIZONA

STATE OF ARIZONA,)
) Arizona Supreme Court
) No. CR-10-0280-PR
 Appellee,)
) Court of Appeals
 v.) Division Two
) No. 2 CA-CR 09-0110
 CASSIUS CLAYTON WHITEHEAD,)
) Pima County
 Appellant.) Superior Court
) No. CR20071940
)
) **FILED 2/9/2011**
)
 _____)

O R D E R

The Court has read the Petition for Review filed by Appellant and the Response thereto filed by Appellee. Upon consideration,

IT IS ORDERED granting review.

IT IS FURTHER ORDERED remanding this matter to Division Two of the Arizona Court of Appeals for reinstatement of Appellant's appeal. Appellant shall be permitted to file his Opening Brief on Appeal in accordance with a reasonable scheduling order to be issued by the court of appeals.

DATED this _____ day of February, 2011.

REBECCA WHITE BERCH
Chief Justice

TO:

Kent E. Cattani

Joseph L. Parkhurst

Cassius Clayton Whitehead, ADOC #097459, Arizona State Prison,
Douglas - Mohave

Jeffrey P. Handler

Hon. Howard Hantman

Hon. Jan E. Kearney

Patricia A. Noland