

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2008-006332-001 DT

03/12/2009

HON. GARY E. DONAHOE

CLERK OF THE COURT
S. Yoder
Deputy

STATE OF ARIZONA

MJC2 APPEALS COUNTY ATTORNEY

v.

JOHN CHESTER STUART (001)

JOHN CHESTER STUART
3303 W TWAIN CT
PHOENIX AZ 85086
APPEALS PUBLIC DEFENDER
JEREMY S GEIGLE

APPEALS-PCR
COURT ADMIN-CRIMINAL-PCR
ELECTRONIC RECORD SERVICES
VICTIM SERVICES DIV-CA-CCC

RULE 32 PCR

This Court has received a Rule 32 Notice of Post-Conviction Relief and request for appointment of counsel. Pursuant to the defendant's Affidavit of Indigency, the Court finds the defendant is indigent.

IT IS ORDERED as follows:

- 1) The Office of the Public Defender is appointed to represent the defendant.
- 2) Trial counsel shall produce the defendant's entire file to PCR counsel for review and copying within 15 days from the date of this order.
- 3) The following court reporter(s) shall prepare transcripts of the following proceedings:

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ERS and the Court Transcription Service (A/V Tronics, Inc. or Verbatim Reporting & Transcription, LLC) Change of Plea Proceeding (09/22/2008)

ERS and the Court Transcription Service (A/V Tronics, Inc. or Verbatim Reporting & Transcription, LLC) Sentencing Proceeding (09/22/2008)

Transcript shall include Group Advisement and Settlement Conference, if any.

4) The original transcript shall be filed with the Clerk's Office within 60 days of the date of this minute entry. A copy shall be provided to counsel for the defendant.

5) Costs to prepare these transcripts shall be paid by Maricopa County.

6) The Criminal Presiding Judge/Rule32 Management Unit shall be immediately notified in writing by the court reporter when the transcripts have been filed. The court will then notify counsel by e-mail/in writing when all transcripts have been filed.

7) A copy of all pleadings filed in this matter shall be served upon the Criminal Presiding Judge/Rule 32 Management Unit until this matter is assigned to a judge for ruling.

8) The Petition for Post-Conviction Relief shall be filed within 60 days of the date all transcripts have been filed.

9) The State's response to the petition shall be filed within 45 days after the petition is filed.

10) The defendant may file a reply within 15 days after the response is filed.

11) When all pleadings have been filed, the matter will be assigned to the sentencing judge, the Honorable Paul McMurdie, to determine whether to dismiss the petition summarily, set it for an informal conference, or set an evidentiary hearing. Rule 32.6(c), 32.7, 32.8, Arizona Rules of Criminal Procedure

One electronic copy of the Notice of Post-Conviction Relief is being forwarded to counsel for the State and one electronic copy is being sent to defendant's counsel.