

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2008-106594-001 DT

10/31/2008

HONORABLE PAUL J. MCMURDIE

CLERK OF THE COURT
S. LaMarsh
Deputy

STATE OF ARIZONA

SUSIE CHARBEL

v.

JOHN C STUART (001)

CARI M MCCONEGHY-HARRIS
O JOSEPH CHORNENKY

COURT ADMIN-CRIMINAL-CCC
VICTIM SERVICES DIV-CA-CCC

COMPLEX CASE ORDER

8:37 a.m.

Courtroom 413 ECB

State's Attorney:	Susie Charbel
Defendant's Attorney:	Cari M. McConeghy-Harris
Defendant:	Present
Court Reporter:	Karen Bolton

COMPLEX CASE:

IT IS ORDERED granting the Defendant's Motion for Complex Case Designation for the following reasons:

Other (in detail): For the reasons stated on the record.

SCHEDULING CONFERENCE & JOINT CASE MANAGEMENT PLAN:

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IT IS FURTHER ORDERED vacating the Trial date of December 1, 2008 and resetting same for February 25, 2009 at 8:30 a.m. in this division.

IT IS FURTHER ORDERED vacating the Trial Management Conference on November 24, 2008 and resetting same for February 20, 2009 in this division.

IT IS ORDERED extending the time for pretrial motions to January 15, 2009.

IT IS ORDERED all discovery shall be completed by December 15, 2008.

The Court has received a Notice of Posting Bond and Notice of Appearance filed by O. Joseph Chornenky.

IT IS ORDERED that the State shall file a response by November 5, 2008.

IT IS ORDERED that the Defense shall file any reply by November 7, 2008.

IT IS ORDERED setting Oral Argument on Defendant's Motion to Dismiss on November 10, 2008 at 1:30 p.m. in this division.

IT IS ORDERED the State shall verify that a response has been filed.

IT IS ORDERED the Defendant shall file a reply prior to Oral Argument on November 10, 2008.

No less than two working days before the first Scheduling Conference, the state and defendant(s) shall file a Joint Case Management Plan expressly addressing the following issues:

1. Proposed trial date;
2. Length of trial and number of witnesses;
3. Final Trial Management Conference date;
4. Brief summary of alleged facts;
5. Discovery production schedule;
6. Witness interview schedule;
7. List of motions needing evidentiary hearing (length of hearing);
8. Schedule for filing motions, responses and replies;
9. Schedule for Motions in Limine;
10. Expert witness issues (dates for defense to disclose experts and opinions, if different date than called for in Rule 15);

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11. Special investigative needs;
12. General status of plea negotiations;
13. Plea cutoff date;
14. Settlement conference date;
15. Interpreter needs;
16. Schedule of regular Case Management Conferences.

At the Scheduling Conference, the court will set a Trial Date and Case Management Conference schedule. Case Management Conferences will be presumptively set every 30 to 45 days, or more or less frequently as circumstances dictate.

The lawyers who will try the case and the defendant(s) shall attend each Case Management Conference. The purpose of the Case Management Conference will be to review pretrial preparation to date, resolve issues, and schedule activities to be accomplished before the next Case Management Conference.

JOINT CASE MANAGEMENT REPORTS:

No less than two working days before each Case Management Conference, the parties shall submit a Joint Case Management Report. This report will inform the court of:

1. The specific progress made since the last Case Management Conference in completing activities previously established by the court and the parties;
2. Specific case preparation to be completed before the next Case Management Conference;
3. Witnesses who have been interviewed in the preceding month;
4. Witnesses who will be interviewed in the upcoming month;
5. Pending issues to be resolved.

NEW LAST DAY: April 26, 2009.

9:04 a.m. Matter concludes.