

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2010-123572-001 DT

11/28/2012

HONORABLE JOSEPH C. WELTY

CLERK OF THE COURT
T. Henninger
Deputy

STATE OF ARIZONA

DIANE M MELOCHE

v.

GARY THOMAS KELLEY (001)

GARY THOMAS KELLEY
#264265 ASPC YUMA CHEYENNE
P O BOX 8939
SAN LUIS AZ 85349
NATALEE SEGAL
ROBERT SHAWN DITSWORTH
KATHRYN L PETROFF
DANNY L LOWRANCE

APPEALS-PCR
COURT ADMIN-CRIMINAL-PCR
OFFICE OF PUBLIC DEFENSE
SERVICES-CCC

RULE 32 PCR (TRIAL)

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) Natalee Segal is appointed to represent the defendant.

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2) Trial counsel and appellate counsel shall produce the defendant's entire file, including transcripts if in counsel's possession, to PCR counsel for review and copying within 15 days from the date of this order.

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

4) The Petition for Post-Conviction Relief shall be filed within 60 days from this date.

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

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

7) When all pleadings have been filed, the matter will be assigned to the sentencing judge, the Honorable Susan M. Brnovich, 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.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.