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Davis, Sonny -v- State of Indiana

Appellate Court: Court of Appeals
Case Number: 49A05-0303-CR-00140
Case Type: Direct appeal
Related Case(s): Marion Superior Court, Criminal Div. 1 - 49G010208FA211427

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Parties to the Case

Davis, Sonny 128888; - *Appellant*

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State of Indiana; - *Appellee*

Chronological Case Summary

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Date	Event Details
6/25/2015	Mail Returned as Undeliverable Order sent by mail on 05/26/15 Recipient: Magistrate Steve Rubick Reason: Return to Sender, Attempted - Not Known, and Unable to Forward Order resent to the business address listed in the roll of attorneys on 06/30/15
5/26/2015	Order Sent
5/26/2015	Record Released to Magistrate Rubick per order via UPS #1Z F38 694 03 9235 1598 Volumes of Transcripts 2 Volumes of Exhibits 2 Volumes of T/C 1 Volumes of Appendices 1 Briefs 1 set
5/22/2015	Order Granting Motion for Release of Record order granting withdrawal of record Judicial Officer: Vaidik, Nancy H. Serve: Sutton, Ann Serve: Talbot, Monika Having reviewed the matter, the Court finds and orders as follows: 1. The Motion for Removal of Original Record of Proceedings is Granted, and the Clerk of this Court is authorized to send the Record on Appeal to Magistrate Steven J. Rubick. 2. At the conclusion of the post-conviction proceedings in the trial court, Magistrate Rubick is directed to return the original Record, intact, to the Office of the Clerk of the Court of Appeals of Indiana. Even if admitted as an exhibit in post-conviction proceedings, the Record shall be maintained intact. 3. In the event the Record is admitted as an exhibit in post-conviction proceedings and an appeal is then taken from the post-conviction judgment, the Court grants leave for the Clerk of this Court to transfer the Record to the post-conviction appeal for use as a separately filed exhibit in that appeal. Once the post-conviction appeal decision is certified as final, the Record shall return to the custodial care of the Clerk for handling consistent with usual practice.
5/14/2015	Motion to Withdraw Record of Proceedings Certificate of Service 05/13/15
5/27/2011	2 VOL TRANS, 2 VOL EXHIBIT, T/C & 1 VOL APPENDIX RETURNED FROM ATTY RICKS. DL
9/18/2009	2 VOL TRANS, 2 VOL EXHIBIT, T/C & 1 VOL APPENDIX RELEASED TO ATTY RICKS PER ORDER KLM
8/27/2009	***** ABOVE ENTRY MAILED *****
8/26/2009	ISSUED THE ENCLOSED ORDER:
8/26/2009	Order Issued HAVING REVIEWED THE MATTER, THE COURT FINDS AND ORDERS AS FOLLOWS: 1. THE PETITION TO WITHDRAW RECORD OF PROCEEDINGS FROM VAULT IS GRANTED, AND THE CLERK OF THIS COURT IS AUTHORIZED TO RELEASE THE ORIGINAL RECORD ON APPEAL, A COPY OF THE PARTIES' BRIEFS, AND THE OPINION, TO HILARY BOWE RICKS. 2. AT THE CONCLUSION OF THE POST-CONVICTION PROCEEDINGS IN THE TRIAL COURT, HILARY BOWE RICKS IS ORDERED TO RETURN THE ORIGINAL RECORD ON APPEAL AND BRIEFS, INTACT, TO THE OFFICE OF THE CLERK OF THE COURT OF APPEALS OF INDIANA. 3. IN THE EVENT THE RECORD IS ADMITTED AS AN EXHIBIT IN POST-CONVICTION PROCEEDINGS AND AN APPEAL IS THEN TAKEN FROM THE POST-CONVICTION JUDGMENT THE

Visited on 04/05/2017

POST-CONVICTION PROCEEDINGS AND THAT IF THEY WANT FROM THE POST-CONVICTION COURT, THE COURT GRANTS LEAVE FOR THE CLERK OF THIS COURT TO TRANSFER THE RECORD TO THE POST-CONVICTION APPEAL FOR USE AS A SEPARATELY FILED EXHIBIT IN THAT APPEAL. ONCE THE POST-CONVICTION APPEAL DECISION IS CERTIFIED AS FINAL, THE RECORD SHALL RETURN TO THE CUSTODIAL CARE OF THE CLERK FOR HANDLING CONSISTENT WITH USUAL PRACTICE. JOHN G. BAKER, CHIEF JUDGE KJ

8/20/2009	APPELLANT'S PETITION TO WITHDRAW RECORD OF PROCEEDINGS (2) CERTIFICATE OF SERVICE (2) MAIL 8/20/09 AS 08/21/09
12/15/2006	2 VOL TRANS, 2 VOL EXHIBIT & 1 VOL APPENDIX RETURNED KLM
7/1/2005	2 VOL TRANS, 2 VOL EXHIBIT & 1 VOL APPENDIX RELEASED TO STATE PD MARICLE PER REQUEST KLM
6/14/2004	2 VOL. TRANS, 2 VOL. EXHIBIT, 1 VOL. APPENDIX & CASE BUNDLE RETURNED KLM
6/8/2004	2 VOL. TRANSCRIPT, 2 VOL EXHIBIT, 1 VOL APPENDIX, AND CASE BUNDLE RELEASED TO STATE PD PER COPYLIST CE
5/3/2004	ISSUED THE ENCLOSED ORDER:
5/3/2004	ORDER: AND THE COURT, HAVING EXAMINED SAID PETITION AND BEING DULY ADVISED, NOW FINDS AND ORDERS THAT PERMISSION SHOULD BE GRANTED FOR THE TRANSCRIPT TO BE WITHDRAWN BY THE OFFICE OF THE PUBLIC DEFENDER OF INDIANA OR BY ONE OF HER DEPUTIES WHO IS LICENSED TO PRACTICE LAW IN THE STATE OF INDIANA FOR A PERIOD OF NINETY (90) DAYS, FOR THE PURPOSE OF COPYING THE SAME. AFTER THE RECORD HAS BEEN COPIED, THE PUBLIC DEFENDER MAY THEN CAUSE THE COPY TO BE TRANSMITTED TO THE APPELLANT BY THE PUBLIC DEFENDER FOR EXAMINATION BY THE APPELLANT AT #128888, PENDLETON CORR. FAC., P.O. BOX 30, PENDLETON, IN 46064, PROVIDED HOWEVER, THAT IF THE PUBLIC DEFENDER HAS AGREED TO SERVE AS COUNSEL FOR THE APPELLANT AND THE APPELLANT WISHES TO CONTINUE TO BE REPRESENTED BY THE PUBLIC DEFENDER, THEN THE APPELLANT IS NOT ENTITLED TO A COPY OF THE RECORD OF PROCEEDINGS AT PUBLIC EXPENSE AND THE PUBLIC DEFENDER IS RELIEVED OF THE OBLIGATION TO MAKE A COPY OF THE RECORD, ANY CONTRARY LANGUAGE IN THIS ORDER NOTWITHSTANDING. L. MARK BAILEY, ACTING CHIEF JUDGE MS
5/3/2004	***** ABOVE ENTRY MAILED *****
4/26/2004	APPELLANT'S PRO SE PETITION FOR COPY OF RECORD (2) KB
4/14/2004	*****RECEIPT RETURNED***** RS
4/8/2004	Opinion Certified *****OPINION RE-CERTIFIED***** EF
3/12/2004	***** ABOVE ENTRY MAILED *****
3/11/2004	Opinion Certified *****OPINION CERTIFIED*****
3/11/2004	THIS MATTER HAS COME BEFORE THE INDIANA SUPREME COURT ON A PETITION TO TRANSFER JURISDICTION FOLLOWING THE ISSUANCE OF A DECISION BY THE COURT OF APPEALS. THE PETITION WAS FILED PURSUANT TO APPELLATE RULE 57. THE COURT HAS REVIEWED THE DECISION OF THE COURT OF APPEALS. ANY RECORD ON APPEAL THAT WAS SUBMITTED HAS BEEN MADE AVAILABLE TO THE COURT FOR REVIEW, ALONG WITH ANY AND ALL BRIEFS THAT MAY HAVE BEEN FILED IN THE COURT OF APPEALS AND ALL THE MATERIALS FILED IN CONNECTION WITH THE REQUEST TO TRANSFER JURISDICTION. EACH PARTICIPATING MEMBER OF THE COURT HAS VOTED ON THE PETITION. EACH PARTICIPATING MEMBER HAS HAD THE OPPORTUNITY TO VOICE THAT JUSTICE'S VIEWS ON THE CASE IN CONFERENCE WITH THE OTHER JUSTICES. BEING DULY ADVISED, THE COURT NOW DENIES THE APPELLANT'S PETITION TO TRANSFER OF JURISDICTION. RANDALL T. SHEPARD, CHIEF JUSTICE ALL JUSTICES CONCUR. MS
2/25/2004	*****TRANSMITTED ON TRANSFER 02/25/04***** RS
1/16/2004	APPELLANT'S PETITION FOR TRANSFER (9) PROOF OF SERVICE (2) PERSONAL MS
12/18/2003	Opinion Issued ISSUED THE ENCLOSED OPINION:
12/18/2003	2003 TERM AFFIRMED ----- MAY, J. DARDEN, J., AND BARNES, J., CONCUR MEMORANDUM DECISION/NOT FOR PUBLICATION 7 PAGES KB
12/18/2003	***** ABOVE ENTRY MAILED *****
9/9/2003	Case Fully Briefed FULLY BRIEFED INFORMATION: FILED 03/24/03 F.B. 09/09/03 O.A. NONE RS
9/9/2003	Transmitted to Court of Appeals TRANSMITTED APPEALS *****09/09/03***** RS
9/5/2003	REPLY BRIEF (9) PROOF OF SERVICE (2) PERSONAL GP
8/20/2003	Documents Returned from Attorney/Party 2 VOLUME TRANSCRIPT, 2 VOLUME EXHIBIT, T/C & 1 VOLUME APPENDIX RETURNED. RD
8/20/2003	Appellee Brief APPELLEE'S BRIEF (9) PROOF OF SERVICE (2) MAIL LB

Visited on 04/05/2017

7/31/2003	Appearance NOTICE OF APPEARANCE BY MONIKA PREKOPA TALBOT, ATTY. FOR THE APPELLEE (2) CERTIFICATE OF SERVICE (2) MAIL RD
7/31/2003	2 VOL. TRANSCRIPT, 2 VOL. EXHIBIT, T/C & 1 VOL. APPENDIX RELEASED TO DAG TALBOT. RD
7/21/2003	NOTICE OF ADDITIONAL APPEARANCE BY JANICE L. STEVENS, ATTY. FOR THE APPELLANT (2) PROOF OF SERVICE (2) PERSONAL GP
7/21/2003	Appellant Brief and Appendix APPELLANT'S BRIEF (9) AND ONE (1) VOLUME APPENDIX FILED PROOF OF SERVICE (2) PERSONAL GP
7/21/2003	Received Document from Trial Court/Agency Clerk RECEIVED: TWO (2) VOLUME TRANSCRIPT AND TWO (2) VOLUME EXHIBIT T/C GP
6/19/2003	Notice of Completion of Transcript NOTICE OF COMPLETION OF TRANSCRIPT (1) RD
4/10/2003	Notice of Completion of Clerk's Record NOTICE OF COMPLETION OF CLERK'S RECORD (1) *TRANSCRIPT NOT YET COMPLETED* RD
3/24/2003	Notice of Appeal Filed in Trial Court "NOTICE OF APPEAL FILED"
3/24/2003	APPELLANT'S CASE SUMMARY BY ANN M. SUTTON, ATTY. FOR THE APPELLANT (2) CERTIFICATE OF SERVICE (2) PERSONAL GP

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