

Visited 02/23/2017

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CASE NO. 49G01-9106-PC-077267

State of Indiana vs. Phillips, James

§
§
§
§
§Case Type: **PC - Post Conviction Relief
Petition**
Date Filed: **06/17/1991**
Location:

RELATED CASE INFORMATION

Related Cases

49A02-1507-PC-00905 (Lower Trial Court Case)

PARTY INFORMATION

		Attorneys
Defendant	Phillips, James W 3083 BALTIMORE ST INDIANAPOLIS, IN 46205 Other Agency Numbers 000000235752 Indianapolis Metropolitan Police, 923299 Indiana Department of Correction	Male Black

State Plaintiff State of Indiana

EVENTS & ORDERS OF THE COURT

06/17/1991	QCSR INITIAL EVENT FOR CONVERTED CASES <i>QCSR INITIAL EVENT FOR CONVERTED CASES</i>
06/17/1991	Converted Event <i>PRELIMINARY SCREENING</i>
06/17/1991	Converted Event <i>WARRANT REQUEST SCREENING</i>
06/18/1991	Converted Event <i>OUT OF SESSION</i> <i>001 PROBABLE CAUSE MINUTES 6/18/1991</i> <i>002 Information and Probable Cause Affidavit filed (H.I.). Probable</i> <i>cause found. Clerk ORDERED to issue Warrant for the arrest of</i> <i>the Defendant and ORDERS bond set in the amount of \$ 100000</i> <i>Type SR.</i>
06/18/1991	Converted Event <i>INITIAL HEARING</i> <i>000 Court Reporter: DEMOSS.</i> <i>001 INITIAL HEARING MINUTES 6/18/1991</i> <i>002 COURT BEING ADVISED THAT THE</i> <i>003 DEFENDANT HAS NOT BEEN APPREHENDED</i> <i>004 YET CONTINUES HEARING UNTIL AFTER THE</i> <i>005 DEFENDANT IS IN CUSTODY.</i>
06/19/1991	Converted Event <i>OUT OF SESSION</i> <i>001 MINUTE ENTRY 06/18/91</i> <i>002 HINI on 06/18/91 at A.</i>
06/20/1991	Converted Event <i>INITIAL HEARING</i> <i>000 Court Reporter: DEMOSS.</i> <i>001 INITIAL HEARING MINUTES 6/20/1991</i> <i>002 State of Indiana by JIM BOWLIN.</i> <i>003 Defendant in person.</i> <i>004 DEFENDANT READS AND SIGNS ADVISE OF</i> <i>005 RIGHTS AT INITIAL HEARING AS FILED</i> <i>006 (H)</i> <i>007 COMES ON FOR HEARING TO CONSIDER BOND</i> <i>008 REDUCTION.</i> <i>009 WITNESS SWORN.</i>

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010 Defendant states true name to be JAMES WESLEY PHILLIPS, and D.O.B. 09/01/55.
 011 Defendant found to be indigent; Public Defender RICHARD INMAN appointed.
 012 Public Defender RICHARD INMAN files appearance (H.I.).
 013 THE COURT WILL LEAVE DEFENDANTS BOND
 014 AT \$100,000.
 015 Court advises the Defendant pursuant tol.C. 35-33-7-5, 6. Defendant or counsel provided with a copy of Information. A preliminary plea of NOT GUILTY is entered for the Defendant. Court now sets: Omnibus d

06/20/1991 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING MINUTES 6/20/1991
 002 HINI on 06/20/91 at A.
 003 HINI on 06/20/91 at A.

06/28/1991 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING MINUTES 6/28/1991
 002 State files Notice of Discovery Compliance (H.I.).

07/03/1991 **Converted Event**
 OUT OF SESSION
 001 MINUTE ENTRY 07/01/91
 002 State on 07/01/91 files HABITUAL OFFENDER INFORMATION (H.I.).
 003 Court takes motion under advisement.

07/03/1991 **Converted Event**
 OUT OF SESSION
 001 MINUTE ENTRY 07/02/91
 002 State on 07/02/91 files MOTION IN LIMINE (H.I.).
 003 Court takes motion under advisement.
 004 State on 07/02/91 files OTHER (H.I.).
 005 MOTION FOR LEAVE TO FINGERPRINT THE
 006 DEFENDANT PRIOR TO HABITUAL OFFENDER
 007 SENTENCING HEARING.
 008 Court takes motion under advisement.
 009 State on 07/02/91 files SUP. NOTICE OF DISCOVERY COMPLI (H.I.).

07/03/1991 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 7/3/1991
 002 Court grants motion.
 003 (MOTION IN LIMINE FILED 7-2-91)
 004 Court grants motion.
 005 (TO FINGER PRINT THE DEFENDANT PRIOR
 006 TO HABITUAL OFFENDER HEARING FILED
 007 7-2-91)
 008 COURT SIGNS ORDER. SEE ORDER (HI)

07/08/1991 **Converted Event**
 OUT OF SESSION
 001 MINUTE ENTRY 07/03/91
 002 SET FOR HEARING ON STATE'S FILING
 003 HABITUAL OFFENDER.
 004 HMOT 07/12/91 on A at .

07/12/1991 **Converted Event**
 HEARING ON MOTION
 000 Court Reporter: DEZELAN.
 001 HEARING OF MOTION MINUTES 7/12/1991
 002 PARTIES SUBMIT TO COURT FOR HEARING ON
 003 STATE'S FILING HABITUAL OFFENDER.
 004 State of Indiana by MARK SULLIVAN.
 005 Defendant in person.
 006 DEFENDANT WAS ADVISED OF HIS RIGHTS
 007 AT INITIAL HEARING ON 6-18-91.
 008 COURT ADVISES THE DEFENDANT THAT
 009 THE STATE HAS FILED, INFORMATION FOR
 010 HABITUAL OFFENDER.

07/12/1991 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 7/12/1991
 002 Defendant on 07/12/91 files NOTICE OF ALIBI (H.I.).
 003 COURT ADVISES THE DEFENDANT TO FILE
 004 A SUPPLEMENT TO NOTICE OF ALIBI BY
 005 8-1-91.

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07/19/1991 **Converted Event**
 OUT OF SESSION
 001 MINUTE ENTRY 07/17/91
 002 State on 07/17/91 files LIST OF ADDITIONAL WITNESSES (H.I.).
 003 State on 07/17/91 files SUP. NOTICE OF DISCOVERY COMPLI (H.I.).

08/12/1991 **Converted Event**
 OUT OF SESSION
 001 MINUTE ENTRY 08/08/91
 002 Defendant on 08/08/91 files NOTICE OF ALIBI (H.I.).

08/20/1991 **Converted Event**
 OMNIBUS DATE

08/27/1991 **Converted Event**
 PRE-TRIAL CONFERENCE
 000 Court Reporter: DEMOSS.
 001 PRE-TRIAL CONFERENCE HEARING MINUTES 8/27/1991
 002 Pro Tem
 003 State of Indiana by BARBARA TRATHEN.
 004 Defendant in person and by counsel MARK INMAN.
 005 DEFENDANT REQUEST A CONTINUANCE
 006 GRANTED
 007 RESET FOR PRE-TRIAL AND JURY
 008 HPTC on 11/26/91 at P.
 009 HJRT on 12/02/91 at A.
 010 Court VACATED JURY TRIAL on 09/04/91 at A.

09/06/1991 **Converted Event**
 OUT OF SESSION
 001 MINUTE ENTRY 08/26/91
 002 Pro Tem
 003 State on 08/26/91 files OTHER (H.I.).
 004 ANSWER TO DEFENDANT'S NOTICE OF ALIBI.

11/26/1991 **Converted Event**
 PRE-TRIAL CONFERENCE
 000 Court Reporter: DEZELAN.
 001 PRE-TRIAL CONFERENCE HEARING MINUTES 11/26/1991
 002 Master Commissioner
 003 State of Indiana by SULLIVAN.
 004 Defendant in person and by counsel INMAN.
 005 DEFENDANT REQUEST A CONTINUANCE
 006 STATE HAS NO OBJECTION
 007 GRANTED.
 008 RESET FOR PRE-TRIAL AND JURY.
 009 HPTC on 03/10/92 at P.
 010 HJRT on 03/16/92 at A.
 011 Court VACATED JURY TRIAL on 12/02/91 at A.

02/26/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 2/26/1992
 002 MINUTE ENTRY 02/24/92
 003 State on 02/24/92 files NOTICE OF DISCOVERY COMPLIANCE (H.I.).
 004 State on 02/24/92 files LIST OF ADDITIONAL WITNESSES (H.I.).

03/03/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 3/3/1992
 002 State on 03/02/92 files NOTICE OF DISCOVERY COMPLIANCE (H.I.).

03/09/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 3/9/1992
 002 State on 03/06/92 files SUP. NOTICE OF DISCOVERY COMPLI (H.I.).

03/10/1992 **Converted Event**
 PRE-TRIAL CONFERENCE
 000 Court Reporter: DEMOSS.
 001 PRE-TRIAL CONFERENCE HEARING MINUTES 3/10/1992
 002 Pro Tem
 003 State of Indiana by BARBARA TRATHEN.
 004 Defendant in person and by counsel MARK INMAN.
 005 DEFENDANT REQUEST A CONTINUANCE
 006 COURT GRANTS CONTINUANCE
 007 RESET FOR PRE-TRIAL AND JURY
 008 HPTC on 05/04/92 at P.
 009 HJRT on 05/08/92 at A.
 010 Court VACATED JURY TRIAL on 03/16/92 at A.

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03/12/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 3/12/1992
 002 State files Notice of Discovery Compliance (H.I.).

05/04/1992 **Converted Event**
 PRE-TRIAL CONFERENCE
 000 Court Reporter: DEMOSS.
 001 PRE-TRIAL CONFERENCE HEARING MINUTES 5/4/1992
 002 Pro Tem
 003 State of Indiana by RICHARD PLATH.
 004 Defendant in person and by counsel MARK INMAN.
 005 TO BE LEFT ON JURY CALENDAR FOR
 006 6/8/92 AT 9 A.M.
 007 RESET FOR PRE-TRIAL CONFERENCE
 008 HPTC on 05/19/92 at P.

05/07/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 5/7/1992
 002 HPTC on 06/02/92 at P.
 003 HJRT on 06/08/92 at A.
 004 Court VACATED JURY TRIAL on 05/08/92 at A.

05/19/1992 **Converted Event**
 PRE-TRIAL CONFERENCE
 000 Court Reporter: DEMOSS.
 001 PRE-TRIAL CONFERENCE HEARING MINUTES 5/19/1992
 002 Pro Tem
 003 State of Indiana by RICHARD PLATH.
 004 Defendant in person and by counsel MARK INMAN.
 005 JOINT MOTION FOR CONTINUANCE
 006 GRANTED
 007 RESET FOR PRE-TRIAL AND JURY
 008 HPTC on 08/18/92 at P.
 009 HJRT on 08/24/92 at A.
 010 Court VACATED PRE-TRIAL CONFERENCE on 06/02/92 at P.
 011 Court VACATED JURY TRIAL on 06/08/92 at A.

05/20/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 5/20/1992
 002 Defendant pro se on 05/19/92 files MOTION TO SUPPRESS (H.I.).
 003 Court takes motion under advisement.

06/02/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 6/2/1992
 002 COURT SIGNS COURT'S SUA SPONTE ORDER
 003 SETTING HEARING
 004 SET FOR HEARING ON DEFENDANT'S MOTION
 005 TO SUPPRESS
 006 HMOT 06/25/92 on A at .

06/23/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 6/23/1992
 002 Defendant on 06/23/92 files DEFENDANT'S MOTION FOR CONTINUA (H.I.).
 003 Court takes motion under advisement.

06/24/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 6/24/1992
 002 Court grants motion.
 003 Court VACATED HEARING ON MOTION on 06/25/92 at A.
 004 HMOT 07/09/92 on A at .

07/09/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 7/9/1992
 002 State on 07/08/92 files STATE'S MOTION FOR CONTINUANCE (H.I.).
 003 Court grants motion.
 004 Court VACATED HEARING ON MOTION on 07/09/92 at A.
 005 HMOT 07/23/92 on A at .

07/22/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 7/22/1992
 002 Defendant on 07/22/92 files DEFENDANT'S MOTION FOR CONTINUA (H.I.).
 003 Court takes motion under advisement.

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07/24/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 7/24/1992
 002 Court grants motion.
 003 Court VACATED HEARING ON MOTION on 07/23/92 at A.
 004 HMOT 08/20/92 on A at .

08/07/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 8/7/1992
 002 Defendant pro se on 08/06/92 files MOT TO SUPPRESS EVIDENCE (H.I.).
 003 Court takes motion under advisement.

08/18/1992 **Converted Event**
 PRE-TRIAL CONFERENCE
 000 Court Reporter: DEZELAN.
 001 PRE-TRIAL CONFERENCE HEARING MINUTES 8/18/1992
 002 Pro Tem
 003 State of Indiana by BARBARA TRATHEN.
 004 Defendant in person and by counsel MARK INMAN.
 005 STATE READY FOR TRIAL
 006 DEFENDANT READY FOR TRIAL
 007 TO BE TRIED MON. 8/24/92 9 A.M.
 008 SET FOR HEARING ON VOIR DIRE MOTION
 009 NOTICE TO COURT ON PARTIES WITNESSES
 010 FILE (HI)

08/20/1992 **Converted Event**
 HEARING ON MOTION
 000 Court Reporter: DEZELAN.
 001 HEARING OF MOTION MINUTES8/20/1992
 002 Parties submit to Court for hearing on MOTION TO DISMISS.
 003 State of Indiana by BARBARA TRATHEN.
 004 Defendant in person and by counsel MARK INMAN.
 005 SAID MATTER TO BE HEARD
 006 HMOT 08/24/92 on A at .

08/20/1992 **Converted Event**
 HEARING ON MOTION
 000 Court Reporter: DEZELAN.
 001 HEARING OF MOTION MINUTES8/20/1992
 002 Parties submit to Court for hearing on MOTION TO EXPAND VOIR DIRE.
 003 State of Indiana by BARBARA TRATHEN.
 004 Defendant in person and by counsel MARK INMAN.
 005 STATE CONCURS.
 006 Hearing held.
 007 Court grants motion.
 008 HEARING OF MOTION MINUTES8/20/1992
 009 Parties submit to Court for hearing on MOTION IN LIMINE.
 010 State of Indiana by BARBARA TRATHEN.
 011 Defendant in person and by counsel MARK INMAN.
 012 Hearing held.
 013 Court grants motion.
 014 HEARING OF MOTION MINUTES8/20/1992
 015 Parties submit to Court for hearing on NOTICE OF SUBMISSION OF JURORS' QUE.
 016 State of Indiana by BARBARA TRATHEN.
 017 Defendant in person and by counsel MARK INMAN.
 018 STATE RESPONDS TO THE QUESTIONNAIRE.
 019 DEFENDANT MOVES TO STRIKE QUESTION
 020 NUMBER 39.
 021 Hearing held.
 022 Court grants motion.
 023 JURY TRIAL WILL START AT 10:30 A.M.

08/20/1992 **Converted Event**
 HEARING ON MOTION
 000 Court Reporter: DEZELAN.
 001 HEARING OF MOTION MINUTES8/20/1992
 002 Parties submit to Court for hearing on MOTION FOR INDIVIDUAL VOIRE DIRE.
 003 State of Indiana by BARBARA TRATHEN.
 004 Defendant in person and by counsel MARK INMAN.
 005 STATE OBJECTS.
 006 Hearing held.
 007 Court denies motion.

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08/21/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 8/21/1992
 002 HMOT 08/20/92 on A at .

08/21/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 8/21/1992
 002 COURT SIGNS ORDER DENYING MOTION TO
 003 SUPPRESS PROBABLE CAUSE AFFIDAVIT.

08/21/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 8/21/1992
 002 State on 08/18/92 files SUP. NOTICE OF DISCOVERY COMPLI (H.I.).

08/21/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 8/21/1992
 002 Defendant pro se on 08/20/92 files MOTION TO DISMISS (H.I.).
 003 Court sets motion for hearing on 08/20/92 AM.

08/21/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 8/21/1992
 002 Defendant on 08/20/92 files MOTION FOR INDIVIDUAL VOIRE DIR (H.I.).
 003 AND SECQUSTRATION OF JURORS DURING
 004 VOIR DIRE.
 005 SET FOR HEARING WITH HEARING ON MOTION
 006 TO DISMISS ON 8/20/92 AT 10 A.M.
 007 Defendant pro se on 08/20/92 files MOTION TO DISMISS (H.I.).
 008 SET FOR HEARING ON 8/20/92 TO BE HEARD
 009 WITH PREVIOUSLY SET HEARINGS.
 010 Defendant on 08/20/92 files MOTION IN LIMINE (H.I.).
 011 HEARING SET FOR 8/20/92 AT 9 A.M. WITH
 012 PREVIOUSLY SET HEARING.
 013 Defendant on 08/20/92 files NOTICE OF SUBMISSION OF JURORS' (H.I.).
 014 (QUESTIONNAIRE)
 015 SET FOR HEARING ON 8/20/92 9 A.M. WITH
 016 PREVIOUSLY SET HEARINGS.
 017 Defendant on 08/20/92 files MOTION TO EXPAND VOIR DIRE (H.I.).
 018 SET FOR HEARING 8/20/92 AT 9 A.M. WITH
 019 PREVIOUSLY SET HEARINGS.

08/24/1992 **Converted Event**
 JURY TRIAL
 000 Court Reporter: DEMOSS.
 001 JURY TRIAL MINUTES 8/24/1992
 002 State of Indiana by BARBARA TRATHEN.
 003 Defendant in person and by counsel MARK INMAN.
 004 DEFENDANT REQUEST A NEW ATTORNEY
 005 DENIED
 006 Venire sworn and examined. Jury accepted by State and Defendant.
 007 The following are sworn as the Jury in this cause:
 008 1. THOMAS BLANCHER
 009 2. ROSELLE BIGHA
 010 3. SHERRY CIALDELLA
 011 4. LEE DEER
 012 5. GERALD STEPHENS
 013 6. JUDITH ELLIOTT
 014 7. KENNETH OVERTON
 015 8. MAUREEN BARNARD
 016 9. JACQUELINE LEACH
 017 10. JANET BIVAN
 018 11. WINONA EADS
 019 12. ANTONIO ZEPI
 020 Alternate Jurors:
 021 1. SHIRLEY DAVIS
 022 Jury admonished upon each separation.
 023 DEFENDANT OBJECTS TO INSTRUCTION #6
 024 INSTRUCTION GIVEN OVER THE OBJECTION
 025 OF THE DEFENDANT
 026 Preliminary instructions settled.
 027 Preliminary instructions given.
 028 State makes opening statement.
 029 Defendant makes opening statement.
 030 Witnesses sworn as called.

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031 Defendant moves for separation of witnesses.
 032 SEPARATION GRANTED, ADMONISHMENT GIVEN
 033 AND WITNESSES SEPARATED
 034 State submits evidence.
 035 COURT RECESSES THIS CASE UNTIL
 036 HJRT on 08/25/92 at A.

08/24/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 8/24/1992
 002 Defendant pro se on 08/24/92 files MOTION TO SUPPRESS PROBABLE CAU (H.I.).
 003 Court denies motion.
 004 Defendant pro se on 08/24/92 files MOTION TO DISMISS (H.I.).
 005 Court grants motion.
 006 Defendant pro se on 08/24/92 files MOTION TO DISMISS (H.I.).
 007 Court denies motion.
 008 Defendant pro se on 08/24/92 files MOTION TO DISMISS (H.I.).
 009 Court denies motion.

08/25/1992 **Converted Event**
 JURY TRIAL
 000 Court Reporter: DEMOSS.
 001 JURY TRIAL MINUTES 8/25/1992
 002 Matter comes on for Jury Trial.
 003 State of Indiana by BARBARA TRATHEN.
 004 Defendant in person and by counsel MARK INMAN.
 005 Witnesses sworn as called.
 006 State submits evidence.
 007 JUROR MRS. BIVAN IS EXAMINED US TO HER
 008 FRIENDLY WITH A WITNESS
 009 ALL PARTIES AGREE THIS IS
 010 UNCONSEQUENTIAL
 011 Jury admonished upon each separation.
 012 COURT RECESS SAID MATTER UNTIL
 013 8/26/92
 014 HJRT on 08/26/92 at A.

08/25/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 8/25/1992
 002 Court VACATED HEARING ON MOTION on 08/24/92 at A.

08/26/1992 **Converted Event**
 JURY TRIAL
 000 Court Reporter: DEMOSS.
 001 SENTENCING HEARING IN BIFURCATED/TRIFURCATED CASES 8/26/1992
 002 State of Indiana by TRATHEN.
 003 Defendant in person and by counsel INMAN.
 004 Matter comes on for Jury Trial.
 005 Jury admonished upon each separation.
 006 State rests.
 007 Defendant moves for Judgment on Evidence.
 008 Court denies motion.
 009 Final instructions settled.
 010 Defendant rests.
 011 State makes closing argument.
 012 Defendant makes closing argument.
 013 JURORS REQUEST COPY OF KENYA
 014 BRATTONS TESTIMONY. COURT PLAYS BACK
 015 THEIR TESTIMONY. JURY REQUESTS
 016 DIAGRAM OF PARKING LOT. COURT DENIES.
 017 State responds to Defendant's closing argument.
 018 Parties waive rereading of preliminary instructions.
 019 Jury Instructions given. Bailiff sworn.
 020 PRELIMINARY INSTRUCTIONS SETTLED.
 021 PRELIMINARY INSTRUCTIONS GIVEN.
 022 State makes opening statement.
 023 Defendant makes opening statement.
 024 State submits evidence.
 025 State rests.
 026 Defendant rests.
 027 Final instructions settled.
 028 Jury retired to deliberate and Jury returns VERDICT:
 029 Count (001) G
 030 Count (002) G
 031 Count (003) G

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032 Verdict(s) (H.I.).
 033 Court ORDERS Presentence Investigation report and sets cause for Sentencing 09/17/92 PM.
 034 Court ORDERS Presentence Investigation report.
 035 Jury discharged.

08/26/1992 **Converted Event**
 OUT OF SESSION
 001 MINUTE ENTRY 07/26/92
 002 Court ORDERS Defendant remanded to custody of Marion County Sheriff.
 003 Court ORDERS bond to be set in the amount of \$ 0
 Type NB.
 004 PURSUANT DEFT BEING FOUND GUILTY BY
 005 A JURY

08/27/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING MINUTES 8/27/1992
 002 Defendant on 08/26/92 files PETITION FOR REIMBURSEMENT OF E (H.I.).

08/28/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING MINUTES 8/28/1992
 002 Court grants motion.
 003 FOR PETITION FOR REIMBURSEMENT OF
 004 EXPENSES.

09/01/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 9/1/1992
 002 COURT FILIES SUA SPONTE ORDER
 003 CONTINUING SENTENCING HEARING.
 004 HSTN on 09/21/92 at A.
 005 Court VACATED SENTENCING on 09/17/92 at P.

09/21/1992 **Converted Event**
 SENTENCING
 000 Court Reporter: SUZANNE DEMOSS.
 001 SENTENCING HEARING MINUTES 9/21/1992
 002 Probation department files Presentence Investigation report (H.I.). Parties served.
 003 State of Indiana by BARBARA TRATHEN.
 004 Defendant by counsel MARK INMAN.
 005 Judgment of conviction entered on count(s) 1,2,3,4.
 006 Court conducts Sentencing hearing and, after considering the Presentence Investigationreport and all evidence presented, sentences the Defendant as follows:
 007 As to Count 001, Sentence imposed 50 Y; Executed 18250 D; Suspended 0 Y.
 008 Count 001 to run concurrently with Count ALL.
 009 As to Count 002, Sentence imposed 50 Y; Executed 18250 D; Suspended 0 Y.
 010 Count 002 to run consecutive to Count 001.
 011 As to Count 003, Sentence imposed 33 Y; Executed 12045 D; Suspended 0 Y.
 012 Count 003 to run concurrently with Count ALL.
 013 Defendant assessed court costs of \$113.00 and total fines of \$0.00.
 014 Defendant found indigent and not liablefor costs and not to be held for failure to pay fine.
 015 Defendant ordered committed to Department of Correction and given 461 days credit time.
 016 Abstract of Judgment issued and filed (H.I.).
 017 Criminal Court CommitmentOrder
 018 End of Update Sentencing/Commitment
 019 Sentencing comments: COURT ENCHANCED COUNT 3 BY 30 YEARS
 020 Sentencing comments: DEFT BEING HAB. OFFENDER
 021 Sentencing comments: COUNT 1 AND 2 TO RUN CONSECUTIVE TO
 022 Sentencing comments: EACH OTHER AND COUNT 3 TO RUN
 023 Sentencing comments: CONCURRENT TO COUNT 1 AND 2 A TOTAL
 024 Sentencing comments: OF 100 YEARS
 025 Court advises Defendant and Counsel of rights of appeal.
 026 Court finds Defendant indigent for appeal purposes and refers matter to Marion County Pauper Appeals Panel.

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09/21/1992 **Converted Event**
 MINUTE CORRECTIONS
 001 MINUTE CORRECTIONS for OUT OF SESSION on 07/03/91 at 17:59
 002 Correction to Minute Sequence 002 follows:
 003 State files Motion to Add Count(s) 4 (H.I.). Motion granted.

09/21/1992 **Converted Event**
 CASE DISPOSED

09/22/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 9/22/1992
 002 Defendant pro se on 09/08/92 files SUPPRESS EVIDENCE (H.I.).
 003 Court takes motion under advisement.

09/22/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 9/22/1992
 002 THE COURT READS THIS AS A MOTION TO
 003 CORRECT ERRORS AND HEREBY DENIES THE
 004 SAME

09/22/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 9/22/1992
 002 Defendant pro se on 09/21/92 files MOT TO CORRECT ERRORS (H.I.).
 003 Court takes motion under advisement.

09/24/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 9/24/1992
 002 Defendant pro se on 09/22/92 files MOTION TO CORRECT ERRORS (H.I.).
 003 Court denies motion.

09/30/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 9/30/1992
 002 Defendant pro se on 09/24/92 files VERI PET FOR EXTENSION OF TIME (H.I.).
 003 Court takes motion under advisement.

10/15/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 10/15/1992
 002 Defendant on 09/24/92 files PRAECIPE (H.I.).
 003 Court grants motion.
 004 Defendant on 10/06/92 files PRAECIPE (H.I.).
 005 CLERK ORDERED TO VACATE FILING OF
 006 PETITION FOR EXTENSION OF TIME TO
 007 FILE RECORD OF PROCEEDING

10/15/1992 **Converted Event**
 OUT OF SESSION
 001 MINUTE ENTRY 10/06/92
 002 ORDER APPOINTING PAUPER APPELLATE
 003 COUNSEL

10/15/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 10/15/1992
 002 Defendant pro se on 10/07/92 files MOTION FOR JURY PREJUDICE (H.I.).
 003 Court denies motion.
 004 Defendant pro se on 10/07/92 files COMPLAINT AGAINST THE JUDGE (H.I.).
 005 VACATE THIS FILING. THIS DOCUMENT NOT
 006 A PLEADING

10/15/1992 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 10/15/1992
 002 APPEAL ATTORNEY FILES PRAECIPE FOR THE
 003 RECORD

05/28/1993 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING MINUTES 5/28/1993
 002 REPORTER S. DEMOSS FILES TRANSCRIPT
 003 OF JURY TRIAL AND SENTENCING
 004 PROCEEDINGS.

07/17/1995 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 7/17/1995
 002 PETITIONER FILES PETITION FOR POST-CONVICTION RELIEF (H.I.).
 003 STATE TO ANSWER ON OR BEFORE 8/14/95
 004 Petitioner indigent. Petition referred to State Public Defender.

Visited 02/23/2017

07/25/1995 *005 HPCR on 01/18/95 at P.*
Converted Event
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 7/25/1995
 002 State files answer to Petition for Post-Conviction relief (H.I.).

08/01/1995 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 8/1/1995
 002 Court VACATED POST CONVICTION RELIEF HEARING on 01/18/95 at .
 003 HPCR on 01/18/96 at P.

08/07/1995 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 8/7/1995
 002 State Public Defender SUZAN JONES files appearance (H.I.).
 003 OF SUSAN FELTEN JONES

01/17/1996 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 1/17/1996
 002 Defendant on 01/11/96 files DEFENDANT'S MOTION FOR CONTINUA (H.I.).

01/18/1996 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 1/18/1996
 002 Court grants motion.
 003 TO CONTINUE, FILED 1/11/96.
 004 Court VACATED POST CONVICTION RELIEF HEARING on 01/18/96 at .
 005 HPCR on 07/16/96 at P.

05/20/1996 **Converted Event**
 OUT OF SESSION
 001 MINUTE ENTRY 05/20/96
 002 HPCR on 07/16/96 at P.

07/03/1996 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 7/3/1996
 002 Court VACATED POST CONVICTION RELIEF HEARING on 07/16/96 at .

07/03/1996 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 7/3/1996
 002 Pro Tem
 003 Defendant on 07/03/96 files DEFENDANT'S MOTION FOR CONTINUA (H.I.).

07/10/1996 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 7/10/1996
 002 Court grants motion.
 003 HPCR on 09/24/96 at P.
 004 (FILED BY ROGERS)

09/11/1996 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 9/11/1996
 002 Defendant on 09/10/96 files DEFENDANT'S MOTION FOR CONTINUA (H.I.).

09/18/1996 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 9/18/1996
 002 Court grants motion.
 003 Court VACATED POST CONVICTION RELIEF HEARING on 09/24/96 at .
 004 STATUS CONFERENCE on 11/12/96 at P.
 Into Court Room
 005 (FILED BY NICKLESON)

11/04/1996 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 11/4/1996
 002 Defendant on 11/04/96 files DEFENDANT'S MOTION FOR CONTINUA (H.I.).

11/07/1996 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 11/7/1996
 002 Court grants motion.
 003 Court VACATED HEARING OTHER on 11/12/96 at P.
 004 HPCR on 05/14/97 at P.
 005 (FILED BY NICKLESON)

05/02/1997 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 5/2/1997
 002 Defendant on 05/02/97 files STATE'S MOTION FOR CONTINUANCE (H.I.).

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05/05/1997 **Converted Event**
 003 Court takes motion under advisement.
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 5/5/1997
 002 Court grants motion.
 003 Court VACATED POST CONVICTION RELIEF HEARING on 05/14/97 at .
 004 HPCR on 09/16/97 at P.

09/15/1997 **Converted Event**
 OUT OF SESSION
 001 MINUTE ENTRY 09/12/97
 002 OUT OF COURT FILING/RULING MINUTES 9/15/1997
 003 Defendant on 09/12/97 files DEFENDANT'S MOTION FOR CONTINUA (H.I.).

09/16/1997 **Converted Event**
 POST CONVICTION RELIEF HEARING
 000 Court Reporter: DIANA JESTER.
 001 POST-CONVICTION RELIEF HEARING MINUTES 9/16/1997
 002 Petitioner in person and by counsel.
 003 SUSAN FELTON JONES
 004 State of Indiana by FRANK GLEAVES.
 005 Hearing on petition held.
 006 Court grants Motion for Continuance andsets trial
 for 02/17/98 PM.
 007 Petitioner ORDERED returned to the Department of Correction.

09/16/1997 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 9/16/1997
 002 Pro Tem
 003 MARION COUNTY SHERIFF RETURN ORDER

10/09/1997 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 10/9/1997
 002 Defendant on 10/09/97 files NOT./SUBSTITUTION OF COUNSEL (H.I.).

01/29/1998 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 1/29/1998
 002 Defendant on 01/29/98 files MO FOR CONTINUANCE INAB IVEST (H.I.).

02/11/1998 **Converted Event**
 OUT OF SESSION
 001 MINUTE ENTRY 02/09/98
 002 Pro Tem
 003 Court grants motion.
 004 DEFENDANT MOTION FOR CONTINUANCE
 005 COURT SIGNS & ISSUE ORDER GRANTING
 006 DEFENDANTS CONTINUANCE OF PCR HEARING
 007 DUE TO PRESENT INABILITY TO INVEST-
 008 IGATE.
 009 Court VACATED POST CONVICTION RELIEF HEARING on 02/17/98 at .

04/09/1999 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 4/9/1999
 002 Defendant on 04/08/99 files MOT. TO WITHDRAW APPEARANCE/COU (H.I.).

05/05/1999 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 5/5/1999
 002 Court grants motion.
 003 MOTION TO WITHDRAW APPEARANCE

07/29/1999 **Converted Event**
 MICROFILM ELIGIBLE PER ISCA RULE #7

03/27/2000 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 3/27/2000
 002 Presiding Judge
 003 Pet. Post conviction relief filed 07/17/95 now closed.

01/18/2003 **Converted Event**
 MICROFILM ELIGIBLE PER ISCA RULE #7

11/29/2005 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 11/29/2005
 002 Presiding Judge
 003 Pet. Post conviction relief filed 07/17/95 now closed.

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12/02/2011 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 12/2/2011
 002 Presiding Judge
 003 FILE RECEIVED FROM OLD RECORDS.

12/07/2011 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 12/7/2011
 002 Magistrate
 003 COURT REVIEWS WRITTEN STATEMENT
 004 FROM DEFENDANT
 005 COURT DENIES REQUEST
 006 Copies sent to all parties.

09/06/2012 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 9/6/2012
 002 Magistrate
 003 PETITIONER FILES PETITION FOR POST-CONVICTION RELIEF (H.I.).
 004 COURT ISSUES SCHEDULING ORDER
 005 Copies sent to all parties.
 006 HPCR 06/04/13 at PM INTO COURT ROOM G01.
 007 RETURN DEFENDANT/WITNESS ORDER

09/06/2012 **Converted Event**
 CASE TYPE CHANGED TO PC

09/25/2012 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 9/25/2012
 002 Presiding Judge
 003 State on 09/25/12 files MOTION FOR DISCOVERY (H.I.).
 004 State files answer to Petition for Post-Conviction relief (H.I.).

03/21/2013 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 3/21/2013
 002 Pro Tem
 003 Defendant pro se on 03/20/13 files APPEARANCE OF COUNSEL (H.I.).
 004 Defendant pro se on 03/20/13 files CONTINUE PCR HEARING (H.I.).
 005 Court takes motion under advisement.

04/03/2013 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 4/3/2013
 002 Presiding Judge
 003 Defendant pro se on 04/03/13 files REQ.FOR ISSUANCE OF SUBPOENA (H.I.).
 004 MARK INMAN
 005 Court takes motion under advisement.
 006 Defendant pro se on 04/03/13 files REQ.FOR ISSUANCE OF SUBPOENA (H.I.).
 007 BARBARA PRATHER
 008 Court takes motion under advisement.
 009 Defendant pro se on 04/03/13 files REQ.FOR ISSUANCE OF SUBPOENA (H.I.).
 010 PAULA LOPOSSA
 011 Court takes motion under advisement.
 012 Defendant pro se on 04/03/13 files REQ.FOR ISSUANCE OF SUBPOENA (H.I.).
 013 WILLIAM ROBINETTE
 014 Court takes motion under advisement.
 015 Defendant pro se on 04/03/13 files REQ.FOR ISSUANCE OF SUBPOENA (H.I.).
 016 RICHARD GILROY
 017 Court takes motion under advisement.

04/09/2013 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 4/9/2013
 002 Presiding Judge
 003 Defendant pro se on 04/09/13 files REQ FOR TRANSMISSION OF ORG REC (H.I.).
 004 Court takes motion under advisement.

05/06/2013 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 5/6/2013
 002 Presiding Judge
 003 Defendant on 05/06/13 files MTN FOR APPOINTMENT OF COUNSEL (H.I.).
 004 Court takes motion under advisement.

05/10/2013 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 5/10/2013
 002 Presiding Judge

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05/20/2013 *003 State files Notice of Discovery Compliance (H.I.).*
Converted Event
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 5/20/2013
 002 Presiding Judge
 003 Defendant pro se on 05/20/13 files MTN FOR APPOINTMENT COUNSEL (H.I.).
 004 Court takes motion under advisement.

05/28/2013 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 5/28/2013
 002 Magistrate
 003 Defendant pro se on 05/28/13 files DEFENDANT'S MOTION FOR CONTINUA (H.I.).
 004 Court takes motion under advisement.

06/04/2013 **Converted Event**
 POST CONVICTION RELIEF HEARING
 000 Court Reporter: 48721 JEANINE CURRANS.
 001 POST-CONVICTION RELIEF HEARING MINUTES 6/4/2013
 002 Magistrate
 003 COURT NOW RULES ON MOTION TO CONTINUED
 004 THAT WAS FILED BY DEFENSE
 005 Court grants motion.
 006 COURT RESETS HEARING
 007 HPCR 01/21/14 at PM INTO COURT ROOM G01.
 008 RETURN DEFENDANT/WITNESS ORDER

06/06/2013 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 6/6/2013
 002 Presiding Judge
 003 COURT SIGNS AND ISSUES ORDER ON MOT
 004 TO CONT
 005 RE: MOTION FOR APPOINT OF COUNSEL
 006 FILED 3-20-13
 007 Court denies motion.
 008 RE: MOTION FOR APPOINT OF COUNSEL
 009 FILED 5-6-13
 010 Court denies motion.
 011 RE: MOTION FOR APPOINT OF COUNSEL
 012 FILED 5-20-13
 013 COURT DENIES MOTION
 014 RE: MOT TO CONT FILED 3-20-13
 015 Court declines to rule on CONTINUE PCR HEARING
 016 due to motion being MOOT.
 017 RE: REQUEST FOR TRANSMISSION OF
 018 ORIGINAL RECORD
 019 RECORD WILL BE REQUESTED FOR EVID.
 020 HEARING
 021 RE: REQUEST FOR ISSUANCE OF SUBPOENA
 022 ON WILLIAM ROBINETTE
 023 Court denies motion.
 024 RE: REQUEST FOR ISSUANCE OF SUBPOENA
 025 ON JUDGE LOPOSSA
 026 Court denies motion.
 027 RE: REQUEST FOR ISSUANCE OF SUBPOENA
 028 ON BARBAR TRATHEM
 029 Court grants motion.
 030 RE: REQUEST FOR ISSUANCE OF SUBPOENA
 031 ON MARK INGRAM
 032 Court grants motion.
 033 RE: REQUEST FOR ISSUANCE OF SUBPIENA
 034 ON RICHARD GILROY
 035 Court grants motion.

06/18/2013 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 6/18/2013
 002 Magistrate
 003 COURT REVIEWS WRITTEN REQUEST
 004 COPIES SENT TO DEFENDANT

06/28/2013 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 6/28/2013
 002 Presiding Judge
 003 State on 06/28/13 files MOTION TO QUASH SUBPOENA (H.I.).

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06/28/2013 *004 Court takes motion under advisement.*
Converted Event
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 6/28/2013
 002 Presiding Judge
 003 MOTION TO QUASH SUBPOENA
 004 Court grants motion.
 005 ORDER FILED
 006 Copies sent to all parties.

08/30/2013 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 8/30/2013
 002 Presiding Judge
 003 Defendant pro se on 08/30/13 files ACCESS TO RECORD (H.I.).
 004 Court takes motion under advisement.

09/05/2013 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 9/5/2013
 002 Magistrate
 003 REQUEST FOR ACCESS TO RELEVANT
 004 PERSONS OF THE RECORD
 005 Court grants motion.
 006 ORDER FILED
 007 Copies sent to all parties.
 008 COURT REPORTED SERVED AND DIRECTED TO
 009 PREPARE TRANSCRIPT AT PUBLIC EXPENSE
 010 OF 9/9/92 HEARING

11/26/2013 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 11/26/2013
 002 Presiding Judge
 003 Defendant pro se on 11/26/13 files MTN FOR COPY OF CLERK'S RECORD (H.I.).
 004 Court takes motion under advisement.

12/02/2013 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 12/2/2013
 002 Magistrate
 003 RE:MOT.FOR COPY OF CLERKS RECORD
 004 Court denies motion.
 005 Copies sent to all parties.

12/13/2013 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 12/13/2013
 002 Presiding Judge
 003 Defendant pro se on 12/13/13 files DEFENDANT'S MOTION FOR CONTINUA (H.I.).
 004 Court takes motion under advisement.

12/19/2013 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 12/19/2013
 002 Magistrate
 003 RE: MTN TO CONTINUE
 004 Court grants motion.
 005 ORDER FILED
 006 Copies sent to all parties.
 007 Court VACATED POST CONVICTION RELIEF HEARING on 01/21/14 at .
 008 HPCR 01/13/15 at PM INTO COURT ROOM G01.
 009 RETURN DEFENDANT/WITNESS ORDER

04/25/2014 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 4/25/2014
 002 Presiding Judge
 003 Defendant pro se on 04/25/14 files MOTION TO COMPEL (H.I.).
 004 Court takes motion under advisement.

04/30/2014 **Converted Event**
 OUT OF SESSION
 001 OUT OF COURT FILING/RULING MINUTES 4/30/2014
 002 Presiding Judge
 003 RE: MOT TO COMPEL REMAINS U/A- COURT
 004 FORWARDS COPY OF MOTION TO COURT
 005 REPORTER FOR RESPONSE
 006 Copies sent to all parties.

Visited 02/23/2017

- 10/29/2014 **Petition for Post-Conviction Relief Filed**
This is an amended petition
 Filed By: Phillips, James W
 File Stamp: 10/29/2014
- 10/29/2014 **Memorandum/Brief Filed**
Memorandum of law in support of amended petition for post conviction relief
 Filed By: Phillips, James W
 File Stamp: 10/29/2014
- 11/05/2014 **Order Granting** (Judicial Officer: Rubick, Steven J - MAG)
order granting amended petition for post-conviction relief; reviewed by court and accepted for filing-amended pcr shall be substituted for c petition
 Order Signed: 11/05/2014
- 11/05/2014 **Administrative Event**
court reviews memorandum of law in support of amended petition for post-conviction relief
- 01/13/2015 **Hearing on Petition for Post-Conviction Relief** (2:00 PM) ()
POST CONVICTION RELIEF HEARING
[Parties Present](#)
 Result: Commenced and concluded
- 01/13/2015 **Hearing Journal Entry** (Judicial Officer: Rubick, Steven J - MAG)
COURT REPORTER: CARLA VILLALTA; COURT ORDERS DEFENDANT TO SUBMIT FINDINGS OF ARGUMENT BY 3/27/15. STATE . SUBMIT FINDINGS OF ARGUMENT BY 4/24/15
 Hearing Date: 01/13/2015
- 01/13/2015 **Hearing Scheduling Activity**
Status Conference scheduled for 04/28/2015 at 1:30 PM.
- 01/13/2015 **Transport Order Entered** (Judicial Officer: Rubick, Steven J - MAG)
TRANSPORT ORDER ENTERED. FROM MCJ TO ISP FOR INCARCERATION DOC # 923299
 Party: Phillips, James W
 Order Signed: 01/13/2015
- 02/19/2015 **Proposed Findings of Fact and Conclusions**
 Filed By: Phillips, James W
 Submitted: 02/19/2015
- 04/28/2015 **Motion for Enlargement of Time Filed**
Taken under advisement
 Filed By: State of Indiana
 File Stamp: 04/28/2015
- 04/28/2015 **Order Granting Motion for Enlargement of Time**
copies to parties
 Order Signed: 04/28/2015
- 04/28/2015 **Hearing Scheduling Activity**
Status Conference originally scheduled on 04/28/2015 at 1:30 PM was rescheduled to 06/02/2015 at 2:00 PM. Reason: By Request.
- 06/02/2015 **Status Conference** (2:00 PM) (Judicial Officer Rubick, Steven J - PT)
 2 PM
04/28/2015 Reset by Court to 06/02/2015
 Result: Commenced and concluded
- 06/02/2015 **Hearing Scheduling Activity**
Hearing on Petition for Post-Conviction Relief scheduled for 06/09/2015 at 1:30 PM.
- 06/02/2015 **Hearing Journal Entry** (Judicial Officer: Rubick, Steven J - PT)
Parties need not be presnt, this is a paperwork due hearing
- 06/02/2015 **Hearing Journal Entry** (Judicial Officer: Rubick, Steven J - PT)
Court resets hearing
- 06/04/2015 **Hearing Scheduling Activity**
Hearing on Petition for Post-Conviction Relief originally scheduled on 06/09/2015 at 1:30 PM was rescheduled to 06/09/2015 at 2:00 PM. Data Entry Error.
- 06/09/2015 **Administrative Event**
Court resets hearing as a ruling due hearing.
 File Stamp: 06/09/2015
- 06/09/2015 **Hearing Scheduling Activity**
Hearing on Petition for Post-Conviction Relief originally scheduled on 06/09/2015 at 2:00 PM was rescheduled to 07/28/2015 at 2:00 PM. Court's Own Motion.
- 06/18/2015 **Proposed Findings of Fact and Conclusions**
 Filed By: State of Indiana
 Submitted: 06/18/2015
- 06/30/2015 **Order Denying**
Findings of fact and conclusions of law denying post- conviction relief. Hearing vacated. Copies to parties.
 Order Signed: 06/30/2015
- 06/30/2015 **Hearing Scheduling Activity**
Hearing on Petition for Post-Conviction Relief scheduled for 07/28/2015 at 2:00 PM was cancelled. Reason: Other.
- 07/27/2015 **Notice of Appeal Received**
7/22/15. filed at indiana court of appeals 7/14/15, by james phillips, pro se.
 File Stamp: 07/14/2015

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07/28/2015 **CANCELED Hearing on Petition for Post-Conviction Relief** (2:00 PM) (Judicial Officer Eisgruber, Kurt)
Other
Ruling Due
06/09/2015 Reset by Court to 06/09/2015
06/09/2015 Reset by Court to 07/28/2015

08/12/2015 **Notice of Completion of Clerk's Record**
filed 8/11/15, no transcript to prepare. notice of compliance letter sent to pro se and to indiana court of appeals.

11/18/2015 **Order Issued**
order to prepare transcript at public expense, copies to parties, court reporter served
 Order Signed: 11/18/2015

12/03/2015 **Notice of Completion of Transcript Filed**
12/1/15, sent to all parties. notice of compliance letter sent to pro se, and indiana court of appeals.

02/19/2016 **Clerk Administrative Event**
transcript(s) received at indiana court of appeals 1/19/16.

04/14/2016 **Order Received from the Indiana Supreme Court**
FILED AT INDIANA SUPREME COURT 4/12/16. FILED AT MARION COUNTY CLERK'S OFFICE 4/13/16. BEING DULY ADVISED, THE DENIES THE PETITION TO TRANSFER.
 Order Signed: 04/12/2016

04/19/2016 **Opinion - Memorandum Received from the Court of Appeals**
filed at indiana court of appeals 2/10/16, certified 4/18/16. filed at marion county clerk's office 4/10/16. the judgment of the post-conviction affirmed.
 File Stamp: 02/10/2016

Please note that any Balance Due does not reflect interest that has accrued since the last payment.