

NOTICE: NOT FOR OFFICIAL PUBLICATION.
UNDER ARIZONA RULE OF THE SUPREME COURT 111(c), THIS DECISION IS NOT PRECEDENTIAL
AND MAY BE CITED ONLY AS AUTHORIZED BY RULE.

IN THE
ARIZONA COURT OF APPEALS
DIVISION ONE

STATE OF ARIZONA, *Respondent*,

v.

DENNIS JONES, *Petitioner*.

No. 1 CA-CR 18-0682 PRPC
FILED 1-22-2019

Petition for Review from the Superior Court in Maricopa County
No. CR2013-003592-002
The Honorable Jose S. Padilla, Judge

REVIEW GRANTED; RELIEF DENIED

COUNSEL

Maricopa County Attorney's Office, Phoenix
By Adena J. Astrowsky
Counsel for Respondent

Dennis Jones, Florence
Petitioner

MEMORANDUM DECISION

Presiding Judge Lawrence F. Winthrop, Judge Maria Elena Cruz, and
Judge Kenton D. Jones delivered the decision of the Court.

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STATE v. JONES
Decision of the Court

PER CURIAM:

¶1 Petitioner Dennis Jones seeks review of the superior court's order denying his petition for post-conviction relief, filed pursuant to Arizona Rule of Criminal Procedure 32.1. This is petitioner's second successive petition.

¶2 Absent an abuse of discretion or error of law, this court will not disturb a superior court's ruling on a petition for post-conviction relief. *State v. Gutierrez*, 229 Ariz. 573, 577, ¶ 19 (2012). It is petitioner's burden to show that the superior court abused its discretion by denying the petition for post-conviction relief. *See State v. Poblete*, 227 Ariz. 537, 538, ¶ 1 (App. 2011) (petitioner has burden of establishing abuse of discretion on review).

¶3 We have reviewed the record in this matter, the superior court's order denying the petition for post-conviction relief, and the petition for review. We find that petitioner has not established an abuse of discretion.

¶4 We grant review but deny relief.



Supreme Court

STATE OF ARIZONA

ROBERT M. BRUTINEL
Chief Justice

ARIZONA STATE COURTS BUILDING
1501 WEST WASHINGTON STREET, SUITE 402
PHOENIX, ARIZONA 85007-3231
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JANET JOHNSON
Clerk of the Court

July 22, 2019

RE: STATE OF ARIZONA v DENNIS JONES

Arizona Supreme Court No. CR-19-0077-PR

Court of Appeals, Division One No. 1 CA-CR 18-0682 PRPC

Maricopa County Superior Court No. CR2013-003592-002

GREETINGS:

The following action was taken by the Supreme Court of the State of Arizona on July 22, 2019, in regard to the above-referenced cause:

**ORDERED: Motion for Review of Appellant (sic) Court Decision
(Evidentiary Hearing Requested) (Treated as Petition for Review)
= DENIED.**

A panel composed of Chief Justice Brutinel, Vice Chief Justice Timmer, Justice Bolick and Justice Lopez and participated in the determination of this matter.

Janet Johnson, Clerk

TO:

Dennis Jones, ADOC 232996, Arizona State Prison,
Florence - East/Shock Unit

Joseph T Maziarz

Adena J Astrowsky

Amy M Wood

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