

APPENDIX - A.

1. Kurzie Lee Curtis #062251
2. Arizona State Prison
3. Florence, East Unit
4. P.O. Box 5000
5. Florence, Arizona 85132
6. Attorney In Pro Se
- 7.
8. UNITED STATES COURT OF APPEALS
9. FOR THE NINTH CIRCUIT
- 10.

- | | | |
|-----|------------------------|--|
| 11. | Kurzie Lee Curtis | No. 21-15512 |
| 12. | | Dist. Court* CV-08098-PCT-35T (DMF) |
| 13. | Petitioner | |
| 14. | | Motion For Re Consideration Following |
| 15. | v. | Denial of Request For A Certificate of |
| 16. | | Appellability |
| 17. | DAVID SHENK, Dir. ADCC | |
| 18. | | |
| 19. | et al Respondents | |
| 20. | | |

- 21.
22. STATEMENT OF FACTS
- 23.
24. Petitioner submitted his Motion For Certificate
25. of Appellability Following Denial of COA Request

1. By District Court on March 16, 2021 which was
2. received by the U.S. Court of Appeals on March 22,
3. 2021.
4. Petitioner was informed on March 26, 2021 via
5. U.S. mail that Petitioner (must) show cause as
6. to why Petitioner's Notice of Appeal was not
7. deposited for mailing in a timely fashion.
8. Petitioner complied with the order and submitted
9. a Motion For Reconsideration Pursuant to Civ. App.
10. Proc. Rule 22 an Affidavit Accompanying Motion
11. For Motion For Reconsideration, Motion To Proceed.
12. In Forma Pauperis FRAP 24(2)(3) and Circuit Rule
13. 3-1(a)(b)(c), Memorandum of Points and Authorities.
14. and Certificate of Service.
15. Petitioner complied with the Court of Appeals and
16. within the allotted time frames submitted a detailed
17. document demonstrating and showing justification and
18. rational as to the reasons for the untimely submission
19. of the Notice of Appeal Requesting Certificate of
20. Appealability, herein those reasons show cause and
21. this party shows excusable neglect or good cause.
22. Furthermore, in regards to the remaining preclusion
23. arguments asserted by the State, petitioner draws the
24. court's attention to the Rules Establishing Act:
25. The Federal Statute of June 19, 1934, empowering

1. The Supreme Court to prescribe rules of practice for
2. the courts, subject to the condition that the courts
3. shall not abridge, enlarge or modify substantive
4. rights in the guise of regulating procedure.
5. Authority: 28 U.S.C. §§ 123(b), 123(c) and the
6. 14th Amendment.

7.

8. Petitioner is including a motion - reopening the time to

9. file an appeal pursuant to FRAP(6) additionally a

10. motion to appeal by permission pursuant to FRAP 5(a)

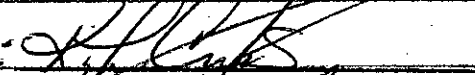
11. (1) under 28 U.S.C. § 636(c)(5) and a motion for

12. extension of time pursuant to FRAP 4, 4(a), FRAP(5)

13. (A)(ii), party shows excusable neglect or good cause.

14.

15.

16. Signature of Petitioner-Appellant: 

17. Kurzie Lee Curtis

18.

19.

(DATE: May 26, 2021)

20.

21.

22.

23.

24.

25.

1. KURZIE LEE CURTIS # 062051

2. ARIZONA STATE PRISON

3. FLORENCE EAST UNIT

4. P.O. BOX 5000

5. FLORENCE ARIZONA 85132

6. ATTORNEY IN PRO SE

7.

8. UNITED STATES COURT OF APPEALS

9. FOR THE NINTH CIRCUIT

10.

11. KURZIE LEE CURTIS

No. 21-15512

12.

13. PETITIONER

Dist. Court # CV-0809B-PET-35T-(DMF)

14.

15. v.

Motion For Extension of Time

16.

Pursuant to FRAP 4, 4(a), FRAP (5)

17. DAVID SHINN, Dir. ADOC

(A)(i), PARTY SHOWS EXCUSABLE NEGLIGENCE

18.

OR GOOD CAUSE.

19. et al RESPONDENTS

20.

21.

22. PETITIONER IS SEEKING AN EXTENSION OF TIME TO FILE

23. HIS NOTICE OF APPEAL SEEKING A CERTIFICATE OF

24. APPEALABILITY

25.

1. Signature of Petitioner-Appellant: *J. L. Curtis*
2. *Kurrie Lee Curtis*

4. Date: *MAY 26, 2021*

1. KATIE LEE CURTIS * 042251
2. Arizona State Prison
3. Florence, East Unit
4. P.O. Box 5000
5. Florence, Arizona 85132
6. Attorney In Prison
- 7.
8. UNITED STATES COURT OF APPEALS
9. FOR THE NINTH CIRCUIT
- 10.
11. KATIE LEE CURTIS NO. 21-15512
- 12.
13. PETITIONER Dist. Court # CV DBD98-PET-35T (DMF)
- 14.
15. v. Motion to APPEAL By Permission, Pursuant
16. to FRAP 5(a)(1) UNDER 28 USC
17. DAVID SHINNY, DIR. ADIC § 636(c)(5)
- 18.
19. et al Respondents
- 20.
- 21.
22. PETITIONER IS SEEKING TO APPEAL BY PERMISSION IN ORDER
23. TO RECEIVE A CERTIFICATE OF APPEALABILITY PURSUANT TO THE
24. ABOVE MENTIONED AUTHORITIES.
- 25.

1. Signature of Petitioner-Appellant: *Kurtie Lee Curtis*
2. *KURTIE LEE CURTIS*

3.
4. Date: *MAY 26, 2021*
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1. KURTIE LEE CURTIS # 042251
2. ARIZONA STATE PRISON
3. FLORENCE, EAST UNIT
4. P.O. BOX 500
5. FLORENCE, ARIZONA 85132
6. ATTORNEY IN PRO SE
- 7.
8. UNITED STATES COURT OF APPEALS
9. FOR THE NINTH CIRCUIT
- 10.
11. KURTIE LEE CURTIS ND. 21-15512
- 12.
13. PETITIONER DIST. COURT # CV-DEDOB-PET-551 (D.M.F.)
- 14.
15. v. MOTION - REDOPENING THE TIME TO FILE
16. AN APPEAL, PURSUANT TO FRAP (6)
17. DAVID SKINNER, DIR. ADCC
- 18.
19. et al RESPONDENTS
- 20.
- 21.
22. PETITIONER IS SUBMITTING THIS MOTION REQUESTING
23. A REDOPENING TO FILE AN APPEAL SEEKING A C.O.A.
- 24.
- 25.

1. Signature of Petitioner-Appellant: *K. L. Curly*
2. *KURZIE LEE CURLYS*

3.
4. *DATE: MAY 26, 2021*
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1. KURZIE LEE CURTIS #062251
2. Arizona State Prison
3. Florence-East Unit
4. P.O. Box 5000
5. Florence, Arizona 85132
6. Attorney In Pro Se
- 7.
8. UNITED STATES COURT OF APPEALS
9. FOR THE NINTH CIRCUIT
- 10.
11. KURZIE LEE CURTIS
12. NO. 21-15512
13. PETITIONER-APPELLANT
14. D.C. NO. 3:20-cv-00048-SST
15. v.
16. District of Arizona
17. DAND SHINN D.2 A.D.D.C.
18. Motion For Reconsideration
19. Pursuant to Civ. App. Proc. Rule 22
20. Et Al Respondents-APPELLEES
21. STATEMENT OF FACTS
- 22.
23. PETITIONER-APPELLANT KURZIE LEE CURTIS IS RESPECTFULLY
24. REQUESTING PERMISSION TO HAVE HIS 'NOTICE OF APPEAL'
25. ALLEGED. APPELLANT'S ACCESS TO THE LEGAL LIBRARY

1. Resource Dept. has been restricted due to
2. compartmentalization that stem from the present
3. and on going issues surrounding the COVID 19-
4. Corona Virus Pandemic.

5. Since March 06, 2021 this Unit, East Unit has been
6. shut down. No movement among the Inmate Population
7. was permitted. This inability caused this Addellant
8. to have (No) access to the Federal Rules of Court.

9. In addition to that dilemma, the mailing procedures
10. that are separate from the Inmate legal mail
11. procedures were abruptly disrupted causing 'legal
12. mail' not to be picked up on time, due to abrupt
13. changes. No (SOP) Standard Operating Procedures
14. were in place to handle this debacle due to the
15. sudden changes stemming from the COVID-19 - Corona
16. Virus.

17. This Unit, East Unit went on 'No Movement' status
18. on March 06, 2021 until March 26, 2021. This
19. information was given to me directly by the Judd(s)

20. following officers located and positioned at this unit.

21. (A) Lt. Randolph

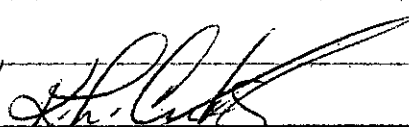
22. (B) Sgt. Russell

23. Any questions relating to the authenticity of the
24. proceeding statement(s) can be directed to the
25. Arizona Department of Corrections Central Office or

1. the Arizona Department of Corrections, East Unit for
 2. verification.
 3. In addition to not having access to the East Unit's
 4. Legal Resource Dept., the inmate Legal Liaison
 5. suddenly became gravely ill and had to be transferred
 6. off this unit which added additional complications
 7. for the inmate population here at East Unit
 8. attempting to gather legal information.
 9.

10. Petitioner-Appellant is attaching an Notarized Sworn
 11. Affidavit attesting to the factual statements alleged in
 12. this Motion for Reconsideration in submission to his
 13. Notice of Appeal Pursuant to Civ. App. Proc. Rule 22, Civ.
 14. App. Proc. Rule 6(a)(2)(b)(1)(2), F.R. Civ. P. 7 LR Civ 7.1, 7.2
 15. (a)(b)(3)

16.
 17. Petitioner-Appellant is desperately asking this Court to
 18. please accept his Notice of Appeal due to matters that were
 19. far beyond his control. Petitioner-Appellant desperately
 20. need this Notice of Appeal to be accepted in order to be
 21. eligible to obtain a COA - Certificate of Appealability.
 22.

23. Respectfully Submitted,
 24. Date: March 20, 2021 
 25. Attorney In Pro Se Kurtie Lee Curtis


1. Affidavit Accompanying Motion For
2. Motion For Reconsideration

3.
4. Affidavit In Support of Motion

5.
6. I, Kurzie Lee Curtis, swear on Affirmation
7. under penalty of perjury that because of conditions
8. within the Arizona Department of Corrections,
9. 'East Unit', this Petitioner was unable to submit
10. the Breach documents in the prescribed
11. time frames due to the reasons mentioned in
12. the Motion. I believe I am entitled to redress.

13. I swear on Affirmation under penalty of perjury
14. under United States Laws that my answers
15. and statements in the Motion are true and correct.
16. (28 U.S.C. § 1746; 18 U.S.C. § 1621.)

17.
18.
19. Date: March 20, 2021

20.
21. Signature of Affiant 
22. Printed Name of Affiant Kurzie Lee Curtis

23.
24.
25.

Table of Authorities

3. FRAP 24(2)(3)

5. Circuit Rule 3-10(b)(C)

7. Rules Establishing Act

9. The Federal Statute of June 19, 1934

11. Authority: 28 USC § 123(b), 123(c)

13. 14th Amendment

15. FRAP 4.4(a)(5)(A)(ii)

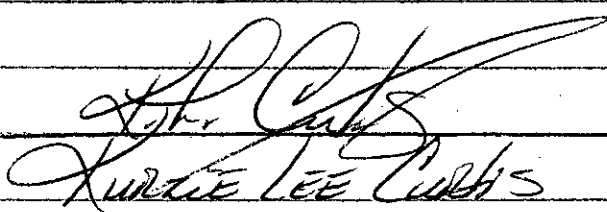
17. FRAP 5(a)(1) UNDER 28 USC § 1236(c)(5)

19. FRAP (b)

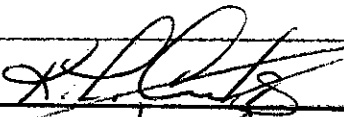
21. Signature of Petitioner-Appellant: 

22. Kurtie Lee Curtis

24. Date: May 26, 2022

1. Memorandum of Points and Authorities
- 2.
3. Motion for Reconsideration Pursuant to Civ. App. Proc. Rule 22
- 4.
5. Affidavit Civ. App. Proc. Rule 6(a)(2)(b)(1)(2)
- 6.
7. Hearings and Motions L.R. Civ. 7.1, 7.2(a)(b)(3)
- 8.
- 9.
10. Date: March 20, 2021
- 11.
12. 
13. Kurtie Lee Curtis
- 14.
- 15.
- 16.
- 17.
- 18.
- 19.
- 20.
- 21.
- 22.
- 23.
- 24.
- 25.

1. Certificate of Service
2.
3. I hereby certify that a copy of the following
4. documents were mailed this 26 DAY
5. of MAY, 2021
6.

7. Signature of Petitioner Appellant: 
8. KUZIE LEE CURTIS
9.

10. Date: MAY 26, 2021
11.

12. Clerk, U.S. Court of Appeals
13. For The Ninth Circuit
14. P.O. Box 193939
15. San Francisco, CA 94119-3939
16.
17. Nicholas Chapman-Hushek
18. Assistant Attorney General
19. Criminal Appeals Section
20. 2005 N. Central Avenue
21. Phoenix, Arizona 85004
22.
23.
24.
25.

APPENDIX - B -

Appendix B

UNITED STATES COURT OF APPEALS

FILED

FOR THE NINTH CIRCUIT

MAY 17 2021

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

KURZIE LEE CURTIS,

No. 21-15512

Petitioner-Appellant,

D.C. No. 3:20-cv-08098-JJT

v.

District of Arizona,
Prescott

DAVID SHINN, Director; ATTORNEY
GENERAL FOR THE STATE OF
ARIZONA,

ORDER

Respondents-Appellees.

Before: PAEZ and CALLAHAN, Circuit Judges.

We have received and reviewed appellant's response to this court's March 23, 2021, order to show cause.

The request for a certificate of appealability is denied because the notice of appeal was not timely filed and appellant did not file a motion to extend time for appeal in the district court within the jurisdictional time limit. *See* 28 U.S.C. §§ 2107, 2253(c)(2); Fed. R. App. P. 4(a)(5)(A).

Any pending motions are denied as moot.

DENIED.

21-15512

Kurzie Lee Curtis, #042251

ASPC - ARIZONA STATE PRISON COMPLEX - FLORENCE

East Unit

P.O. Box 5000

Florence, AZ 85232-5000

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

JUN 21 2021

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

KURZIE LEE CURTIS,

Petitioner-Appellant,

v.

DAVID SHINN, Director; ATTORNEY
GENERAL FOR THE STATE OF
ARIZONA,

Respondents-Appellees.

No. 21-15512

D.C. No. 3:20-cv-08098-JJT
District of Arizona,
Prescott

ORDER

Before: CANBY and LEE, Circuit Judges.

Appellant's motion to extend time for appeal (Docket Entry Nos. 8, 9) is denied because this court lacks the authority to grant such relief. *See* Fed. R. App. P. 26(b). Moreover, the jurisdictional deadline for filing a motion in the district court to extend time for appeal has expired. *See* 28 U.S.C. § 2107(c); Fed. R. App. P. 4(a)(5)(A)(i).

Appellant's motion for reconsideration (Docket Entry No. 10) is denied. *See* 9th Cir. R. 27-10.

No further filings will be entertained in this closed case.

APPENDIX - C-

Appendix C

MIME-Version: 1.0 From: azddb_responses@azd.uscourts.gov To: azddb_nefs@localhost.localdomain
Message-Id: Subject: Activity in Case 3:20-cv-08098-JJT Curtis v. Shinn Clerks Judgment Content-Type:
text/html

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

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U.S. District Court

DISTRICT OF ARIZONA

Notice of Electronic Filing

The following transaction was entered on 2/8/2021 at 10:27 AM MST and filed on 2/8/2021

Case Name: Curtis v. Shinn
Case Number: 3:20-cv-08098-JJT

Filer:

WARNING: CASE CLOSED on
02/08/2021

Document Number: 29

Docket Text:

CLERK'S JUDGMENT – IT IS ORDERED AND ADJUDGED adopting the Report and Recommendation of the Magistrate Judge as the order of this Court. Petitioner's Amended Petition for Writ of Habeas Corpus pursuant to 28 U. S. C. § 2254 is denied and this action is hereby dismissed with prejudice. (SST)

3:20-cv-08098-JJT Notice has been electronically mailed to:

Nicholas Chapman-Hushek Nicholas.Chapman-Hushek@azag.gov, jonell.adams@azag.gov

3:20-cv-08098-JJT Notice will be sent by other means to those listed below if they are affected by this filing:

Kurzie Lee Curtis
#042251
FLORENCE-AZ-FLORENCE-ASPC-EAST
EAST UNIT
P.O. BOX 5000
FLORENCE, AZ 85132

The following document(s) are associated with this transaction:

Document description: Main Document
Original filename: n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1096393563 [Date=2/8/2021] [FileNumber=21620667-0
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c03c0556f4082f19805b0b3899e9f9111007bcd5ad1fab50e00d55bf715d5]]

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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
8

9 Kurzie Lee Curtis,

10 Petitioner,

11 v.

12 David Shinn,

13 Respondent.
14

No. CV-20-08098-PCT-JJT (DMF)

ORDER

15 At issue is the Report and Recommendation (Doc. 24) ("R&R") submitted by United
16 States Magistrate Judge Deborah M. Fine, recommending that the Court dismiss the
17 Amended Petition Under 28 U.S.C. § 2254 for Writ of Habeas Corpus (Doc. 10) and deny
18 Petitioner's Motion Requesting Bail Pursuant to FRAP 23(c) (Doc. 18). Petitioner filed a
19 timely Objection (Doc. 25) and Respondent filed a Response to the Objection (Doc. 26).¹
20 The Court will overrule the Objection, adopt the R&R, deny the Motion Requesting Bail
21 and dismiss the Amended Petition.

22

23
24 ¹ Petitioner also filed a "Response to Respondent's non-Factual Allegations and Incorrect
25 Legal Interpretations and False Accusations" (Doc. 27), which Petitioner claims he is
26 entitled to submit because, according to Petitioner, he "is entitled to the final reply," and
27 Respondents are "not entitled to continuous rebuttals to contradict or oppose Petitioner's
28 factual proof." (Doc. 27 at 1.) Neither of Petitioner's assertions are accurate or supported
by rule or law. Both 28 U.S.C. § 636(b)(1) and Fed. R. Civ. P. 72 provide that a party may
file objections to the Magistrate Judge's R&R and that the opposing party may file a
response to the objections. Neither Section 636 nor Rule 72 provides a right of response or
reply to the response to the objection. The Court nonetheless read Petitioner's unauthorized
submission. Though very lengthy, it offers no additional support for Petitioner's position,
and merely repeats arguments and assertions previously made.

1 Judge Fine correctly concluded that Petitioner's claims are unexhausted, as he did
2 not raise them with the state court in any of his three attempts at PCR review, and now
3 procedurally defaulted, in that he is precluded by both state rule and the passage of time
4 from returning to the state court for such review. Although Petitioner argues at length—for
5 43 largely single spaced pages in his first Response and 21 more pages in his second
6 response—that the Court should find cause to excuse his procedural default, Judge Fine
7 correctly concludes under the facts present here that Petitioner has failed to show such
8 cause. Petitioner failed to provide an explanation, satisfactory or otherwise, for his failure
9 to file a petition for review in the state appellate court after the state trial court dismissed
10 his third PRC proceeding, dismissed his misfiled petition for review, and then gave him a
11 60 day extension of time to properly file such petition after calling out that issue and its
12 remedy.

13 Because the Court will dismiss the Amended Petition, it must and will deny the
14 Motion for bail.

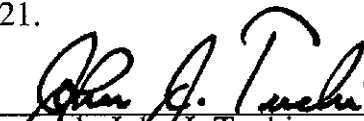
15 IT IS ORDERED overruling Petitioner's Objections (Doc. 25) and adopting in
16 whole the R&R submitted by Judge Fine (Doc. 24).

17 IT IS FURTHER ORDERED dismissing the Amended Petition Under 28 U.S.C.
18 § 2254 for Writ of Habeas Corpus (Doc. 10).

19 IT IS FURTHER ORDERED denying Petitioner's Motion Requesting Bail
20 Pursuant to FRAP 23(c) (Doc. 18).

21 IT IS FURTHER ORDERED denying a Certificate of Appealability. Dismissal of
22 the Amended Petition is justified by a plain procedural bar. The Court finds that reasonable
23 jurists would not find the procedural ruling debatable.

24 Dated this 8th day of February, 2021.

25 
26 Honorable John J. Tuchi
27 United States District Judge
28

Case: 3:20-cv-08098-JJT

Kurzie Lee Curtis #042251
FLORENCE-AZ-FLORENCE-ASPC-EAST
EAST UNIT
P.O. BOX 5000
FLORENCE, AZ 85132

MIME-Version:1.0 From:azddb_responses@azd.uscourts.gov To:azddb_nefs@localhost.localdomain
Message-Id: Subject:Activity in Case 3:20-cv-08098-JJT Curtis v. Shinn Order Adopting Report and
Recommendation Content-Type: text/html

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

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U.S. District Court

DISTRICT OF ARIZONA

Notice of Electronic Filing

The following transaction was entered on 2/8/2021 at 10:20 AM MST and filed on 2/8/2021

Case Name: Curtis v. Shinn
Case Number: 3:20-cv-08098-JJT
Filer:
Document Number: 28

Docket Text:

ORDER: IT IS ORDERED overruling Petitioner's Objections (Doc. [25]) and adopting in whole the R&R submitted by Judge Fine (Doc. [24]). **IT IS FURTHER ORDERED** dismissing the Amended Petition Under 28 U.S.C. § 2254 for Writ of Habeas Corpus (Doc. [10]). **IT IS FURTHER ORDERED** denying Petitioner's Motion Requesting Bail Pursuant to FRAP 23(c) (Doc. [18]). **IT IS FURTHER ORDERED** denying a Certificate of Appealability. Dismissal of the Amended Petition is justified by a plain procedural bar. The Court finds that reasonable jurists would not find the procedural ruling debatable. (See Order for full details.) Signed by Judge John J Tuchi on 2/8/21. (SST)

3:20-cv-08098-JJT Notice has been electronically mailed to:

Nicholas Chapman-Hushek Nicholas.Chapman-Hushek@azag.gov, jonell.adams@azag.gov

3:20-cv-08098-JJT Notice will be sent by other means to those listed below if they are affected by this filing:

Kurzie Lee Curtis
#042251
FLORENCE-AZ-FLORENCE-ASPC-EAST
EAST UNIT
P.O. BOX 5000
FLORENCE, AZ 85132

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

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] [996bb8e8f4606e137d089e459c031db61d84384c1146fc0d5f90ae5b5cca1d6af90

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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
8

9 Kurzie Lee Curtis,

10 Petitioner,

11 v.

12 David Shinn, et al.,

13 Respondents.
14

NO. CV-20-08098-PCT-JJT

JUDGMENT IN A CIVIL CASE

15 **Decision by Court.** This action came for consideration before the Court. The
16 issues have been considered and a decision has been rendered.

17 IT IS ORDERED AND ADJUDGED adopting the Report and Recommendation
18 of the Magistrate Judge as the order of this Court. Petitioner's Amended Petition for Writ
19 of Habeas Corpus pursuant to 28 U. S. C. § 2254 is denied and this action is hereby
20 dismissed with prejudice.
21

22 Debra D. Lucas
23 District Court Executive/Clerk of Court

24 February 8, 2021

25 By s/ S. Strong
26 Deputy Clerk
27
28

APPENDIX - D -

ARE



PAGES 10, 15

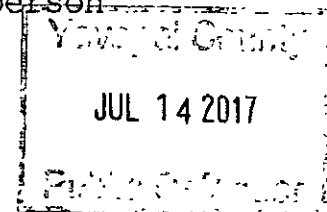
APPENDIX D

copy

1

BEFORE THE 200TH YAVAPAI COUNTY GRAND JURY
COUNTY OF YAVAPAI, STATE OF ARIZONA

Matthew Bailey, Foreperson



---o0o---

In the Matter of the
Investigation of:

) Grand Jury No.
) 200-GJ-180821

KURZIE LEE CURTIS.

) Superior Court No.
) P1300CR2017-00846

---o0o---

Prescott, Arizona

June 28, 2017

---o0o---

BE IT REMEMBERED THAT the above-entitled matter came on for hearing before the Yavapai County Grand Jury sitting in regular session, Foreperson Matthew Bailey presiding, in Room 307 of the Prescott Courthouse, on Wednesday, June 28, 2017, commencing at 11:00 a.m.

The Yavapai County Attorney's Office was represented by George Rodriguez, Deputy County Attorney for the County of Yavapai, State of Arizona.

Steven King, Certified Reporter in the State of Arizona, Certification No. 50798, was duly appointed and sworn as the Court Reporter.

COPY



GRAND JURORS PRESENT:

BAILEY, Matthew Foreperson
 CANTY, Diana
 COLEMAN, Linda
 ERPS, Ronald
 HOPPER, Diana
 KENNEDY, John Clerk
 LAPIS, Susan
 NOWAK, Thomas
 SHADLE, Sherry Acting Foreperson

GRAND JURORS ABSENT:

BANKS, Carole Acting Foreperson
 DODSON, Jasper
 MONTGOMERY, Patricia
 POTTS, Heather
 SCISSONS, Shelby Bailiff
 SILVA, Beverly
 TRUETT, Analyssa
 TURNER, Steven
 WESSON, Paul

Total of (9) In Attendance

1 June 20th, 2017, using a knife, a deadly weapon or
2 dangerous instrument, intentionally did place Doug-
3 las Carr in reasonable apprehension of imminent
4 physical injury, in violation of Arizona law.

11:01 5 Count 4, Influencing a Witness.

6 It's alleged that Kurzie Curtis, on or about
7 June 20th, 2017, did threaten Douglas Carr, a wit-
8 ness in an official proceeding or who Kurzie Curtis
9 believed might be called as a witness in an official
11:02 10 proceeding, with intent to influence the testimony
11 of Douglas Carr, in violation of Arizona law.

12 Count 5, Possession of Drug Paraphernalia.

13 It's alleged that Kurzie Curtis, on or about
14 June 20th, 2017, unlawfully did use or possess with
11:02 15 intent to use drug paraphernalia to pack, repack,
16 store, contain or conceal marijuana, in violation
17 of Arizona law.

18 I do note that all of the applicable statutes,
19 with the exception of Influencing a Witness, have been
11:04 20 fully read to this grand jury. They all have been read
21 to the grand jury; however people were missing when
22 Influencing a Witness was read.

23 Section 13-2802. Influencing a Witness:

24 A person commits influencing a witness if
11:05 25 such person threatens a witness or offers, confers,

1 have any legal questions for myself?

2 I see no hands raised.

3 THE FOREPERSON: There being no further legal
4 questions, I note the time is 11:13, and I ask the deputy
11:14 5 county attorney and court reporter to please leave the
6 room as the grand jury is ready to deliberate on the
7 evidence presented.

8 (Whereupon the deputy county attorney and
9 the court reporter were excused from the grand jury
10 room, were subsequently recalled into the grand jury
11 room, and the following proceedings were had:)

12 THE FOREPERSON: I note the time is 11:15 and
13 the deputy county attorney and the court reporter are
14 back in the room.

11:15 15 Will the clerk please read the results of our
16 deliberation.

17 THE CLERK: The grand jury, with nine members
18 present and nine jurors voting, by a vote of nine-zero
19 returns a true bill against Kurzie Lee Curtis on the five
11:16 20 proposed counts.

21 THE FOREPERSON: Will the deputy county attorney
22 please assist the grand jury in drafting the legal proper
23 indictment in accordance with this vote.

24 MR. RODRIGUEZ: Yes, I will.

25 ---o0o---

C E R T I F I C A T E

STATE OF ARIZONA)

) SS:

COUNTY OF YAVAPAI)

I, **Steven A. King**, do hereby certify that the foregoing pages constitute a full, true, and accurate transcript of the proceedings had in the foregoing matter, all done to the best of my skill and ability.

DATED this 10th day of July 2017.

NO SIGNATURE

Steven A. King

Certified Reporter

Certification No. 50798