

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

JOHNATHAN A. DOODY
Petitioner
vs.

STATE OF ARIZONA
Respondent

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Please check the appropriate boxes:

☒ Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

Maricopa County Superior Court, Arizona,
Arizona Court of Appeals,
Arizona Supreme Court.

☐ Petitioner has not previously been granted leave to proceed *in forma pauperis* in any other court.

☐ Petitioner's affidavit or declaration in support of this motion is attached hereto.

☒ Petitioner's affidavit or declaration is not attached because the court below appointed counsel in the current proceeding, and:

☐ The appointment was made under the following provision of law, or

☒ a copy of the order of appointment is appended.

Brent E. Graham

Brent E. Graham
Counsel of Record

Law Office of Brent E. Graham, PLLC
P.O. Box 1355
Dolores, Colorado 81323
(602) 399-2349
brentgraham@msn.com

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR 1992-001232

12/16/2015

HONORABLE DANIELLE J. VIOLA

CLERK OF THE COURT
K. Sotello-Stevenson
Deputy

STATE OF ARIZONA

DIANE M MELOCHE

v.

JOHNATHAN ANDREW DOODY (A)

JOHNATHAN ANDREW DOODY
#103439 ASPC FLORENCE CENTRAL
P O BOX 8200
FLORENCE AZ 85132
CEDRIC MARTIN HOPKINS
BRENT E GRAHAM
MARIA L SCHAFFER
DAVID ROTHCHILD
JAMES LEO LOGAN

COURT ADMIN-CRIMINAL-PCR

**INITIATION OF RULE 32 PROCEEDING FOLLOWING TRIAL
APPOINTMENT OF COUNSEL
BRIEFING SCHEDULE SET**

The Court has received a Rule 32 Notice of Post-Conviction Relief file on December 4, 2015. Defendant also requests the appointment of counsel. Pursuant to the defendant's Affidavit of Indigency, the Court finds the defendant is indigent.

IT IS ORDERED as follows:

1) Brent Graham is appointed to represent the defendant.

2) Trial counsel shall produce the defendant's entire file, including transcripts if in counsel's possession, to PCR counsel for review and copying no later than December 31, 2015.

SUPERIOR COURT OF ARIZONA
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Trial counsel shall file a Notice of Compliance of such no later than December 31, 2015. The Notice of Compliance shall include an itemized list of what constituted "the file."

3) Appellate counsel produce the defendant's entire file, including transcripts, if in counsel's possession, to PCR counsel for review and copying no later than December 31, 2015. Appellate counsel shall file a Notice of Compliance of such no later than December 31, 2015. The Notice of Compliance shall include an itemized list of what constituted "the file."

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

5) The Petition for Post-Conviction Relief shall be filed no later than February 15, 2016.

6) The State's Response to the Petition shall be filed within 45 days after the Petition is filed.

7) The defendant may file the Reply within 15 days after the Response is filed.

8) When all pleadings have been filed, the matter will be assigned to the appropriate judicial officer 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.