

SUPREME COURT OF ARIZONA

ANGEL OSORNIO,) Arizona Supreme Court
Defendant,) No. CV-22-0031-SA
v.)
STATE OF ARIZONA,)
Plaintiff.)) FILED 02/16/2022
)

O R D E R

The Court is in receipt of a "Petition for Review" (Petitioner Osornio, Pro Se), Under ARCAP 23(a), "A petition for review asks the Supreme Court to review a decision of the Court of Appeals." Also, "A copy of the Court of Appeals' decision must accompany the Petition," see ARCAP 23(d). This is therefore not a proper petition for review.

The Court will treat the Petition as a Petition for Special Action. Such petitions are governed by the Rules of Procedure for Special Actions and must comply with those rules.

Although a person aggrieved of a superior court order affirming a lower court determination may seek special action relief in accordance with the Rules of Procedure for Special Actions, a petitioner must comply with said rule, specifically, all the requirements of Rule 7. Also, Rule 7(b) states, "If a special action is brought in any appellate court, and if such an action might lawfully have been initiated in a lower court in the first instance, the petition shall also set forth those circumstances which in the

opinion of the petitioner render it proper that the petition should be brought in the particular appellate court to which it is presented. If the appellate court finds such circumstances insufficient, the court will on that ground dismiss the petition". Defendant has not set forth the circumstances which would render it proper to bring his petition in this Court instead of the Court of Appeals.

After consideration,

IT IS ORDERED dismissing the Petition for Special Action without prejudice.

The Court takes no position on whether the relief requested is available in a special action proceeding.

DATED this 16th day of February, 2022.

/S/
JAMES P. BEENE
Duty Justice

TO:
Angel Osornio
Mark Dillon Huston
Hon. Howard B Grodman
nm

SUPREME COURT OF ARIZONA

ANGEL OSORNIO,) Arizona Supreme Court
Defendant,) No. CV-22-0031-SA
v.)
STATE OF ARIZONA,)
Plaintiff.) FILED 03/18/2022

)

O R D E R

On February 24, 2022, Defendant Osornio ~~pro se~~ filed a "Motion New Trial and Reverse Conviction." The Court treats this as a motion for reconsideration of this Court's order denying the petition for review on February 16, 2022. Rule 22(f), Arizona Rules of Civil Appellate Procedure does not allow the filing of a Motion for Reconsideration of an order denying a petition for review. Therefore,

IT IS ORDERED that the motion for reconsideration is denied.

DATED this 18th day of March, 2022.

/s/
KATHRYN H. KING
Duty Justice

TO:
Angel Osornio
Mark Dillon Huston
Howard B Grodman
Nm/kj

IN THE FLAGSTAFF JUSTICE COURT
COCONINO COUNTY, ARIZONA

Hon. Howard Grodman
Catherine - Court Clerk

October 5, 2020

MINUTE ENTRY

STATE OF ARIZONA
Plaintiff,

VS.

Angel Osorino
Defendant.

Case: CM2020-0039

Defendant has filed for entry of default, a default judgment, and to vacate the judgment of conviction. The Court has read and considered her motions and the State's responses.

Inasmuch as this is a criminal rather than a civil case, default is not an available remedy for defendant.

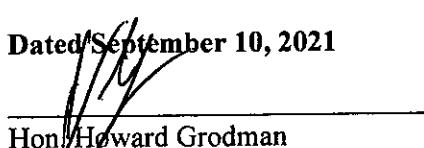
IT IS THEREFORE ORDERED denying defendant's requests relating to default.

The criminal conviction has been affirmed on appeal and this Court sees no legal ground to vacate the judgment of conviction, therefore,

IT IS ORDERED denying defendant's request to vacate the judgment of conviction.

Defendant is directed to A.R.S. §13-905, which allows convicted defendants to ask the Court to set aside their conviction.

Dated September 10, 2021


Hon. Howard Grodman

CC: Mark Huston by court box on this day
CC: Angel Osornio by mail on this day

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF COCONINO

Cathleen Brown Nichols, Judge

Division 5

Date: March 31, 2021

Christal Stump, Judicial Assistant

STATE OF ARIZONA,

) Superior Court Case No. CV 2020-00299
Flagstaff Justice Court Case No. CM 2020-0039

Appellee/Plaintiff,

vs.

ANGEL OSORNIO,

Appellant/Defendant.

Re: Appellant's "Order of Mandatory Reconsideration Appeal, Rule 5, Rule 11 with Punishment and Award for Abuse of Mishandling of Discoverable Data with Default Judgment Demand of False Arrest A.R.S. Section 13-1303" filed on March 23, 2021

On March 23, 2021, this Court received the Appellant's document entitled "Order of Mandatory Reconsideration Appeal, Rule 5, Rule 11 with Punishment and Award for Abuse of Mishandling of Discoverable Data with Default Judgment Demand of False Arrest A.R.S. Section 13-1303."

IT IS ORDERED denying the Appellant's requests as set forth in the above-referenced document.

IT IS FURTHER ORDERED affirming this Court's prior order remanding this matter back to the Flagstaff Justice Court for all further proceedings consistent with this opinion.



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Hon. Cathleen Brown Nichols, Judge

cc: Angel Osornio, P.O. Box 2645, Scottsdale, AZ 85252, and via e-mail,
loveangelosornio@gmail.com
Blaine Donovan, Esq., Coconino County Attorney's Office, via e-mail
Flagstaff Justice Court, c/o Courthouse Box