

FILED
TIME 3:23 PM

MAY 6 2016

IN THE SUPERIOR COURT
MOHAVE COUNTY, STATE OF ARIZONA

BY: VIRLYNN FINNELL
CLERK SUPERIOR COURT
aw DEPUTY

Honorable Lee F. Jantzen
Division: 4 Courtroom: D
Court Report: Theresa Salsberry

Virlynn Tinnell, Clerk of Superior Court
By: Ann Williams, Deputy Clerk
Hearing Date: May 6, 2016

STATE OF ARIZONA,
vs.
JUSTIN JAMES RECTOR,
Plaintiff,
Defendant.

CASE NO: CR-2014-01193
EVIDENTIARY/CHRONIS HEARING
START: 1:33 P.M.

APPEARANCES: Gregory McPhillips, Deputy County Attorney; Gerald Gavin, Attorney for and with the Defendant.

This is the time set for a Chronis Hearing.

The Court reviews the file and finds that the Defense has filed a Motion to Continue the Chronis Hearing. The State objects to the continuance.

The Court discusses the issue of the lack of a second chair counsel. The Court was advised by Indigent Defense Services that the process has been difficult, but they have found an attorney who will be qualified after the attorney goes to a specific death penalty CLE training in late June of this year. Mr. Gavin has been sole counsel since late February. The Court is willing to continue the Chronis Hearing.

The Court notes that the Defense has filed a Motion to Disclose Information about the witnesses. The Court finds that those witnesses at this current time need to be protected.

IT IS ORDERED granting the Defense Motion to Disclose Information about the witnesses, but the witnesses' names will be redacted. The Motion will be sealed while this case is pending or until the time the Court determines that the witnesses' names can be revealed.

Defense counsel provides the Court with an updated status of the work of the Mitigated Specialist. He further advises that they are still in need of an Investigator.

The State reports that interviews have stalled, but will resume again once the second chair counsel is on board. The State takes no position on the Defense's Motion for Appointment of Defense Investigator to



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Assist with Capital Defense. He further advises that he saw the Motion for Disclosure today and will respond.

IT IS ORDERED granting the Motion appointing Investigator James Vasquez to assist the Defendant in preparing this case at the rate provided by the County and Indigent Defense Services.

The Court further notes that Defense has filed a Motion to Continue the Jury Trial Date today's date. The State still has time to respond to that Motion.

IT IS ORDERED continuing the **Chronis Hearing and Pending Motion's Hearing to Friday, July 15, 2016 at 1:30 p.m.**

The State notes that they still have not held a Mental Health Hearing. Defense states that the Mitigation Specialist is still in the process of gathering paperwork.

IT IS ORDERED affirming prior release orders.

The Court recesses at 1:46 p.m.

cc:

MOHAVE COUNTY ATTORNEY *

GERALD GAVIN *
Attorney for Defendant

MOHAVE COUNTY JAIL *

INDIGENT DEFENSE SERVICES *

HONORABLE LEE F. JANTZEN *
Division 4