

**IN THE SUPERIOR COURT
MOHAVE COUNTY, STATE OF ARIZONA**

**HONORABLE LEE F. JANTZEN
DIVISION: 4 COURTROOM: D
COURT REPORT: THERESA SALSBERY**

**VIRLYNN TINNELL, CLERK OF COURT
BY: ANN WILLIAMS, DEPUTY CLERK
HEARING DATE: JANUARY 28, 2019**

STATE OF ARIZONA,

Plaintiff,

vs.

JUSTIN JAMES RECTOR,

Defendant.

**CASE NO: CR-2014-01193
CR-2017-01042**

HEARING

START: 1:39 P.M.

APPEARANCES: Gregory McPhillips, Deputy County Attorney; Justin James Rector, the Defendant in Pro Per; Ron Gilleo, serving as Advisory Counsel.

This is the time set for a hearing on the Defendant's letter and kite correspondence in which he requests to withdraw from the Plea Agreement and/or requests a continuance of the Judgment and Sentencing.

The State opposes the request to withdraw from the Plea Agreement but does not oppose the request for a continuance of the Judgment and Sentencing and feels there is a need for an Evidentiary Hearing.

The Defendant states that the incomplete mitigation report and emails exchanged between the investigator and counsel(s) were intentionally kept from him, by his former counsel(s). He is still requesting to be sentenced on Wednesday, January 30, 2019.

The parties continue to discuss the situation and the State requests a copy of the emails. The Defendant is willing to share the new disclosure. The Court directs Advisory Counsel to assist in that process.

IT IS ORDERED setting this matter for an **Evidentiary Hearing on the Motion to Withdraw from the Plea Agreement on Monday, March 4, 2019 at 9:00 a.m.**; the Court allots the full day.

IT IS ORDERED vacating the Judgment and Sentencing on Wednesday, January 30, 2019 at 1:30 p.m.

The Court recesses at 2:03 p.m.

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cc:

MOHAVE COUNTY ATTORNEY *

JUSTIN JAMES RECTOR
c/o Mohave County Jail *

Ron Gillo
LEGAL DEFENDER'S OFFICE *
Advisory Counsel

MOHAVE COUNTY JAIL *

MOHAVE COUNTY PROBATION *

HONORABLE LEE F. JANTZEN *
Division 4