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VALERIE WYANT, CLERK

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12 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
13 **IN AND FOR THE COUNTY OF COCONINO**

14 STATE OF ARIZONA,
15
16 Plaintiff,
17
18 vs.
19
20 ABRAHAM PUENTES-ORTIZ,
21
22 Defendant.

No. CR2018-00750

**NOTICE OF ALLEGATION OF
AGGRAVATING FACTORS AND
PRIORS FOR ENHANCEMENT**

The Honorable Cathleen Brown Nichols
Division 5

23 The State of Arizona, pursuant to Rule 19.1(b), Arizona Rules of Criminal
24 Procedure, moves to allege the following aggravating circumstance set forth in
25 A.R.S. §§ 13-701(D) and 13-703 that must be presented for a jury determination,
if a conviction is had at trial:

1. Infliction or threatened infliction of serious physical injury, except if this circumstance is an essential element of the offense of conviction or has been utilized to enhance the range of punishment under section 13-604.
2. Use, threatened use or possession of a deadly weapon or dangerous instrument during the commission of the crime, except if this circumstance is an essential element of the offense of conviction

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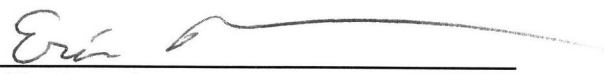
4. Presence of an accomplice.

9. The victim or, if the victim has died as a result of the conduct of the defendant, the victim's immediate family suffered physical, emotional or financial harm.

If the defendant is found guilty at trial, the State respectfully requests this court to allow the State to present the aggravating factors to the Jury in a *Blakely* hearing immediately following the announcement of the jury's verdict.

RESPECTFULLY SUBMITTED this 21st day of May, 2019.

WILLIAM P. RING
COCONINO COUNTY ATTORNEY

By 
Eric Ruchensky
Deputy County Attorney

COPY of the foregoing
mailed/delivered this
21st day of May, 2019,
to:

The Honorable Cathleen Brown Nichols
Division 5
Coconino County Courthouse
Flagstaff, AZ 86001

Joseph Carver
Attorney for Defendant

By 