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16 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**

17 **IN AND FOR THE COUNTY OF COCONINO**

18 STATE OF ARIZONA,

19 Plaintiff,

20 vs.

21 ANN MARIE MARTINEZ,

22 Defendant.

No. CR2020-00632

**EMERGENCY MOTION TO EXTEND
DEADLINE FOR GRAND JURY
CHALLENGE; AND ORDER**

23 Defendant, through undersigned counsel hereby moves this Court for its order extending the
24 deadline for the Defendant to file a motion pursuant to Ariz.R.Crim.Proc. 12.9, regarding the new
25 indictment, for approximately thirty (30) days to November 11, 2020. Martinez requests this relief by
26 emergency motion because the deadline is currently scheduled to be October 12, 2020. Counsel for
Martinez believed, mistakenly, that the State would agree to the requested extension. Otherwise, this
Motion would have been filed sooner. The reasons for the requested relief are set forth below.

1 The defense team is presently investigating certain issues related to the grand jury proceedings
2 that resulted in the new Indictment. The original Indictment was issued on or about March 12, 2020.
3 The defense filed a timely remand motion. The State, on August 6, 2020, sought a new Indictment
4 from a grand jury, and subsequently dismissed the previous Indictment. The extension request herein
5 relates to issues that the defense is reviewing in regard to the August 6, 2020 presentation to the grand
6 jury.
7

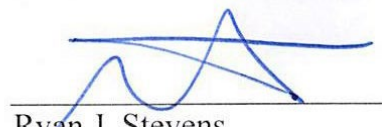
8 Those issues being investigated and researched by the defense team will determine whether a
9 remand motion will be filed at all. Therefore, respectfully, Martinez submits that, in addition to giving
10 her attorneys and investigator time to complete their review of the new grand jury proceedings, it is
11 also in the interest of judicial economy to grant an extension of time. Further, Martinez submits that
12 the other work on this case will not be delayed by the relief requested herein. Additionally, the State
13 will not be improperly prejudiced if this Court grants the requested extension.
14

15 The State, by and through Stacy Krueger, has been contacted about this request. The State
16 declined to agree to the requested extension. Accordingly, Martinez moves for the extension over the
17 State's objection for the above-stated reasons.

18 **DATED** this 8th day of October, 2020.

19 **GRIFFEN & STEVENS LAW FIRM, PLLC**

20
21 By



22 Ryan J. Stevens
23 Attorney for Defendant

24 COPY of the foregoing delivered
25 October 8, 2020 to:

26 Coconino County Attorney
Deputy Stacy Krueger

By: Lisa Cureton