



Gila County Superior Court

PUBLIC INTEREST CASES

UPDATED: 04/15/2013

DISCLAIMER: The defendant named in each of the cases listed, is presumed innocent until and unless proven guilty; the information provided is intended for community information purposes only and should not be used to threaten, intimidate, or harass. Misuse of this information may result in criminal prosecution.

Supreme Court Public Access

The Public/media representatives may obtain general information about non-confidential statewide court cases by accessing the Supreme Court's Public Access to Court Information website at the following link:

<http://apps.supremecourt.az.gov/publicaccess/caselookup.aspx>

By using this website, the public/media representatives who are interested in finding out what cases have been filed for a specific individual can enter that person's name to find all cases in the system that are associated with that person. A specific case can also be viewed by entering the case number.

Once the case is selected, general information will appear, and includes the pleadings filed, hearings held, and status of the case. For more information about the case than the website displays, you may contact the office of the Clerk of Court.

Gila County Court Public Access

If an agency of the media is interested in following the progress of a particular Gila County case or a public interest case, the media representative may identify that case to the office of the Court Administrator. Information about the case may still be obtained from the Public Access to Court Information website, as the direct link will save the media time when researching the case. This Court's website can be accessed by clicking on the following link:

<http://www.gilacountyaz.gov/government/courts/index.php>

Superior Court Calendar Access

The Superior Court calendar is also available via the Internet at the following link:

http://72.24.204.138:8080/gila_public/ev_srch.action

Media representatives may look for information on a court calendar by selecting a calendar and the dates of interest. Information about the cases, times, and types of hearings set on those dates will be displayed.

The Gila County Superior Court Public Interest List is also available via the Internet at the following link:

<http://www.gilacountyaz.gov/government/courts/index.php>

For general questions regarding cases on the Public Interest Case List or any other case, please contact: Coleen Stevens, Public Information Officer, at: cstevens@courts.az.gov, or (928) 402-8674.

In the event that you want to view court records or obtain a copy of court documents, a request is first to be made to the Clerk of Court's office.

Please Note: Prior to releasing any documents, the Clerk's office will review files before releasing them to the public/media, in case the document contains confidential material. If the document contains such confidential information, the Clerk's office will redact this information before releasing it. If the document is confidential, the public/media are not permitted to view it, such as with a Pre-sentence report. **There is also a 50 cent charge per page.**

NOTE:

Diversion/Deferred Program

It is the policy of the Gila County Attorney's Office to offer some first time felony offenders an opportunity to avoid having a felony conviction on their permanent criminal history if they successfully participate and complete the Diversion or Deferred Prosecution Program.

For a full explanation of this program, please visit the County Attorney's web page at the following link:

http://www.gilacountyaz.gov/government/county_attorney/diversion_deferred_program.php

DISCLAIMER: The information provided is intended for community information purposes only and should not be used to threaten, intimidate, or harass. Misuse of this information may result in criminal prosecution

SECTION HEADINGS

- **PENDING CASES**

- **CASES SET FOR TRIAL**

- **CASES SET FOR SENTENCING**

- **DIVERSION CASES**

- **RECENT DISPOSITIONS**

PENDING CASES

- CRIMINAL CASES -

Defendant:	Gasoa BALAS a.k.a. Joshua BALAS	Case #:	CR2012-382
Prosecutor:	Gila County Attorney	Defense:	Michael Bernays
Judge:	Gary V. Scales <i>for Peter J. Cahill</i>	Superior Court:	Division I
Case Status:	May 6 2013, @ 9:00	Status Conference	in GLOBE
Case Notes:	Defendant is charged with causing the death of a minor. Other charges include assaulting a law enforcement officer, attempting to flee from a pursuing law enforcement vehicle, while driving without a license, and under the influence of alcohol and drugs.		
Indictment:	Ct. 1 - Second Degree Murder Ct. 2 - Child Abuse / Domestic Violence Ct. 3 - Aggravated Assault on Police Officer Ct. 4 - Unlawful Flight from Pursuing Law Enforcement Ct. 5 - Aggravated DUI Ct. 6 - Aggravated DUI w/License Suspended Ct. 7 - Aggravated DUI – Drugs w/License Suspended		

Defendant:	David Eric MIKULAK	Case #:	CR2012-009
Prosecutor:	Gila County Attorney	Defense:	Jason Squires
Judge:	Peter J. Cahill	Superior Court:	Division I
Case Status:	May 6, 2013, @ 11:30	Pretrial Conference	in PAYSON
	May 29, 2013, @ 9:30	Jury Trial	in GLOBE
Case Notes:	Defendant is charged with several counts of aggravated assault including domestic violence, alleged to have been committed in January 2011.		
Indictment:	Ct. 1 - Conspiracy to Sell a Dangerous Drug Ct. 2 - Possession of Drug Paraphernalia		

PENDING CASES

- CRIMINAL CASES -

Defendant: Sharrod Lynn STONE	Case #: CR2012-335						
Prosecutor: Gila County Attorney	Defense: David M. Roper						
Judge: Robert Duber, II	Superior Court: Division II - Payson						
Case Status:	<table style="width: 100%; border: none;"> <tr> <td style="width: 50%;">May 10, 2013, @ 1:00</td> <td style="width: 50%;">Pretrial Conference</td> <td style="width: 50%;">in PAYSON</td> </tr> <tr> <td>May 22, 2013, @ 9:00</td> <td>Jury Trial</td> <td>in GLOBE</td> </tr> </table>	May 10, 2013, @ 1:00	Pretrial Conference	in PAYSON	May 22, 2013, @ 9:00	Jury Trial	in GLOBE
May 10, 2013, @ 1:00	Pretrial Conference	in PAYSON					
May 22, 2013, @ 9:00	Jury Trial	in GLOBE					
Case Notes:	Defendant is charged with causing the death of a minor and adult, Jeff Johnston, while driving under the influence of alcohol, with several passengers in his vehicle. Other charges include aggravated assault and DUI with minors present.						
Indictment:	<ul style="list-style-type: none"> Ct. 1 - Manslaughter Ct. 2 - Manslaughter Ct. 3 - Aggravated Assault /Deadly Weapon/Dangerous Instrument Ct. 4 - Aggravated Assault /Deadly Weapon/Dangerous Instrument Ct. 5 - Aggravated Assault /Deadly Weapon/Dangerous Instrument Ct. 6 - Aggravated Assault /Deadly Weapon/Dangerous Instrument Ct. 7 - Aggravated Assault /Adult Upon Child Under 15 Ct. 8 - Aggravated Assault /Adult Upon Child Under 15 Ct. 9 - Endangerment – Imminent Death Ct. 10 - Aggravated DUI – Impaired with Child Present Ct. 11 - Endangerment – Imminent Death Ct. 12 - Unlawful Use of Means of Transportation – Took Control Ct. 13 - Aggravated DUI – Impaired with Child Present 						

PENDING CASES

- CIVIL CASES -

Plaintiff:	Dorothea HAWK	Defendant:	Rodney ANDERSON ANDERSON CHIROPATRIC CLINIC
Case #:	CV2009-346		
Attorney for Plaintiff:	Lloyd & Robinson	Attorney for Defendant:	Sanders & Parks
Judge:	Peter Cahill	Superior Court:	Division I
Case Status:	April 24, 2013, @ 9:00	Scheduling Conference	in PAYSON
Case Notes:	The Defendant is accused of negligence in the care of Ken Hawk, which it is alleged, ultimately caused the death of Mr. Hawk. The Plaintiff is suing for damages.		
Complaint:	Ct. 1 - Wrongful Death		

CASES SET FOR TRIAL

NONE AT THIS TIME

RECENT CASE DISPOSITIONS

Plaintiff:	Linda Sue MORRIS & Richard Allen MORRIS	Defendant:	RIM COUNTRY REHAB, INC. <i>dba</i> RIM COUNTRY HEALTH & RETIREMENT COMMUNITY
Case #:	CV2011-101		
Attorney for Plaintiff:	Lloyd & Robinson	Attorney for Defendant:	Checkett Law Firm, PLLC
Judge:	Peter Cahill	Superior Court:	Division I
Case Status:	March 20, 2013, @ 9:30 am	Jury Trial (<i>Est 5 days</i>)	in GLOBE
Case Notes:	The Defendant is accused of negligence in their duty of care of the Plaintiff while the Plaintiff was in their employment. As a result, Plaintiff alleges that she suffered bodily injury inflicted by a resident patient of the Defendant. The Plaintiff is suing for damages.		
Complaint:	Ct. 1 - Alleges: Defendant failed or otherwise breached a duty of care to Plaintiff Ct. 2 - Alleges: Due to Defendants negligence, Plaintiff has suffered loss of the marital community.		
DISPOSITION:	March 18, 2013	CASE DISMSSED WITH PREJUDICE	

RECENT CASE DISPOSITIONS

Defendant:	Clinton Carl GIMLEN	Case #:	CR2012-002
Prosecutor:	Gila County Attorney	Defense:	Michael Freeman
Judge:	Peter J. Cahill	Superior Court:	Division I
Case Notes:	Defendant was charged with possession and use of methamphetamine, as well as having paraphernalia intended for drug use; other count includes tampering with evidence.		
Indictment:	Ct. 1 Possession of Dangerous Drugs for Sale		Class 2 Felony
	Ct. 2 Use of Dangerous Drugs		Class 4 Felony
	Ct. 3 Possession of Drug Paraphernalia		Class 6 Felony
	Ct. 4 Tampering with Physical Evidence		Class 6 Felony
DISPOSITION:	PLEA		
SENTENCING:	March 11, 2013, @ 2:00	SENTENCED	in PAYSON
CONVICTION:	CT. 1 POSSESSION OF DANGEROUS DRUGS FOR SALE <ul style="list-style-type: none"> • Sentenced to the Department of Corrections for 10 years with credit for 282 days time served. • All Fines • Fees • Surcharges • Costs 		CLASS 2 FELONY
	COUNTS 2, 3, & 4, DISMISSED		

RECENT CASE DISPOSITIONS

Defendant:	Roderick Arnett MANNING	Case #:	CR2011-157
Prosecutor:	Gila County Attorney	Defense:	Michael Freeman
Judge:	Peter J. Cahill	Superior Court:	Division I
Case Status:	January 8, 2013,	Change of Plea	in PAYSON
Case Notes:	Defendant is charged with possession of Marijuana of an amount greater than 4lbs, with the intent to sell.		
Indictment:	Ct. 1 - Possession of Marijuana For Sale/above 4lbs	Class 2 Felony	
	Ct. 2 - Conspiracy to Commit Possession of Marijuana For Sale	Class 2 Felony	
DISPOSITION:	PLEA		
SENTENCING:	March 11, 2013, @ 1:30	SENTENCED	in PAYSON
CONVICTION:	CT. 2 - CONSPIRACY TO COMMIT POSSESSION OF MARIJUANA FOR SALE		CLASS 2 FELONY
	<ul style="list-style-type: none"> • Sentenced to 180 days in the Gila County Jail – Deferred • Probation of 4 years • All Fines • Fees • Surcharges • Restitution • Community Restitution 		

RECENT CASE DISPOSITIONS

Defendant: Randy Alen ZIMMER	Case #: CR2011-522 CR2012-306
Prosecutor: Gila County Attorney	Defense: Ronald DeBrigida
Judge: Peter J. Cahill	Superior Court: Division I
Case Notes: Defendant is charged with several counts of aggravated assault including domestic violence, alleged to have been committed in January 2011.	
Indictment:	
CR2011-522	
Ct. 1 - Aggravated Assault	Class 6 Felony
Ct. 2 - Aggravated Assault/Domestic Violence	Class 6 Felony
Ct.3 - Aggravated Assault	Class 6 Felony
Ct. 4. - Aggravated Assault	Class 6 Felony
CR2012-306	
Ct. 1 - Aggravated Assault/Dangerous Crime Against Children	Class 2 Felony
DISPOSITION: JURY TRIAL - commenced on January 15, 2013	
VERDICT:	
CR2011-522	
Ct. 1 - Aggravated Assault	JURY FOUND DEFENDANT – GUILTY
Ct. 2 - Aggravated Assault/Domestic Violence	JURY FOUND DEFENDANT – GUILTY
Ct. 3 - Aggravated Assault	JURY FOUND DEFENDANT – GUILTY
Ct. 4. - Aggravated Assault	JURY FOUND DEFENDANT – GUILTY
CR2012-306	
Ct. 1 - Aggravated Assault/	JURY FOUND DEFENDANT – GUILTY
SENTENCING: March 11, 2013, @ 2:00pm	SENTENCED in PAYSON
CONVICTION:	
CR2011-522	
CT. 1 - AGGRAVATED ASSAULT	– CLASS 6 FELONY
• Sentenced to Department of Corrections for 1 year with credit for 59 days time served	
CT. 2 - AGGRAVATED ASSAULT/DOMESTIC VIOLENCE	– CLASS 6 FELONY
• Sentenced to Department of Corrections for 1 year with credit for 59 days time served	
CT. 3 - AGGRAVATED ASSAULT	– CLASS 6 FELONY
• Sentenced to Department of Corrections for 1 year with credit for 59 days time served	
CT. 4. - AGGRAVATED ASSAULT	– CLASS 6 FELONY
• Sentenced to Department of Corrections for 1 year with credit for 59 days time served	
– All prison terms to run concurrent	
CR2012-306	
CT. 1 - AGGRAVATED ASSAULT	– CLASS 2 FELONY
• Sentenced to Dept. of Corrections for 10 years, w/credit for 59 days time served	
– to run concurrent with other prison terms imposed	
• Community Supervision	
• All Fees, Fines, Surcharges, Restitution	

RECENT CASE DISPOSITIONS

Respondent:	Judge Gary Goetteman Justice of the Peace Globe Justice Court	Complaint #	12-315
Complainant:	Presiding Judge Peter J. Cahill		
Heard By:	Commission on Judicial Conduct		
Commission Decision:	Link to view Commission Decision		
Commission Findings:	<p>The Commission on Judicial Conduct reprimanded Globe Justice of the Peace, Judge Gary Goetteman for judicial misconduct. The Commission found:</p> <p>The judge violated these rules in the Code of Judicial Conduct:</p> <ul style="list-style-type: none">• Rule 1.2 of the Code requires judges to <i>“act at all times in a manner that promotes public confidence in the independence, integrity, and impartiality of the judiciary.”</i>• Rule 2.3 prohibits a judge from using words or engaging in conduct that manifests bias or prejudice on the basis of, among other characteristics, gender.• Rule 2.8(B) requires a judge to be <i>“patient, dignified, and courteous”</i> to litigants, witnesses, and court staff.		
Disposition:	<p>Complaint 12-315;</p> <p>Gary Goetteman,</p> <p>Justice of the Peace, Globe Justice Court.</p> <p>February 27, 2013.</p> <p>The Commission reprimanded Judge Goetteman for his conduct and ordered that the record of the proceedings be made public.</p> <p>Judge Goetteman was directed to <i>“fully cooperate with the Administrative Office of the Courts in seeking to improve workplace conditions in his court.”</i></p>		

RECENT CASE DISPOSITIONS

Defendant:	Eugene F. WULLKOTTE, II	Case #:	CR2012-195
Prosecutor:	Gila County Attorney	Defense:	Art Lloyd
Judge:	Peter J. Cahill	Superior Court:	Division I
Case Status:	February 5, 2013, @ 9:30	Jury Trial	in GLOBE – DAY 1 in PAYSON – DAY 2 & ONWARDS
Case Notes:	January 2012, the Defendant allegedly committed an assault, which caused temporary, but substantial disfigurement, loss or impairment to the victim.		
Indictment:	Ct. 1 - Aggravated Assault/Temporary Substantial Disfigurement	Class 4 Felony	
	Ct. 2 - Aggravated Assault/Temporary Substantial Disfigurement	Class 4 Felony	
VERDICT:	Ct. 1 - Aggravated Assault	JURY FOUND DEFENDANT – NOT GUILTY	
	Ct. 2 - Aggravated Assault	JURY FOUND DEFENDANT – NOT GUILTY	