

State of New Mexico
v.
LUC RICHARD WESTFALL

CASE DETAIL

CASE #	CURRENT JUDGE	FILING DATE	COURT
D-202-CR-201301610	Whitaker, Stanley	04/08/2013	ALBUQUERQUE District

PARTIES TO THIS CASE

PARTY TYPE	PARTY DESCRIPTION	PARTY #	PARTY NAME
BO	Bond Company	1	GERALD MADRID BONDING COMPANY
D	Defendant	1	WESTFALL LUC RICHARD
	ATTORNEY: PUBLIC DEFENDER - ALBUQUERQUE		
	ATTORNEY: BUCKELS JEFFREY J.		
P	Plaintiff	1	STATE OF NEW MEXICO
	ATTORNEY: UBALLEZ ALEXANDER MAMORU MAX		

CRIMINAL CHARGE DETAIL

PARTY	COUNT	SEQ #	STATUTE	CHARGE	CLASS	CHARGE DATE	CIT #	PLEA	DISPOSITION	DISP DATE
D 1	1	4	30-06-01(D)	Intentional Abuse of a Child (Age 12-18) (Results in Death)	F1	10/25/2012			Dismissed by the Judge, Not on the Rule	07/17/2014
D 1	2	3	30-6-1(D)	Intentional Abuse of a Child (Age 12-18) (Results in Death)	F1	10/25/2012			Dismissed by the Judge, Not on the Rule	07/17/2014

HEARINGS FOR THIS CASE

HEARING DATE	HEARING TIME	HEARING TYPE	HEARING JUDGE	COURT	COURT ROOM
06/25/2014	8:30 AM	MOTION HEARING	Whitaker, Stanley	ALBUQUERQUE	Courtroom 402
05/20/2014	8:30 AM	STATUS HEARING/ CONFERENCE	Whitaker, Stanley	ALBUQUERQUE	Courtroom 402
03/20/2014	2:30 PM	PRE-TRIAL CONFERENCE	Whitaker, Stanley	ALBUQUERQUE	Courtroom 402
01/14/2014	10:30 AM	MOTION HEARING	Whitaker, Stanley	ALBUQUERQUE	Courtroom 402
01/09/2014	2:30 PM	PRE-TRIAL CONFERENCE	Whitaker, Stanley	ALBUQUERQUE	Courtroom 402
11/21/2013	2:30 PM	PRE-TRIAL CONFERENCE	Whitaker, Stanley	ALBUQUERQUE	Courtroom 402
09/26/2013	2:30 PM	PRE-TRIAL CONFERENCE	Whitaker, Stanley	ALBUQUERQUE	Courtroom 402
07/18/2013	2:30 PM	PRE-TRIAL CONFERENCE	Whitaker, Stanley	ALBUQUERQUE	Courtroom 402
07/15/2013	1:30 PM	MOTION HEARING	Whitaker, Stanley	ALBUQUERQUE	Courtroom 402
07/15/2013	1:30 PM	MOTION HEARING	Whitaker, Stanley	ALBUQUERQUE	Courtroom 402
04/22/2013	8:30 AM	ARRAIGNMENT	Flores, Jacqueline	ALBUQUERQUE	Courtroom 606

REGISTER OF ACTIONS ACTIVITY

EVENT DATE	EVENT DESCRIPTION	EVENT RESULT	PARTY TYPE	PARTY #	AMOUNT
05/06/2015	ORD: ORDER GRANTING BILL OF PARTICULARS / STATEMENT OF FACTS				
11/26/2014	ORD: ORDER SECOND INDICTMENT TO BE DISMISSED W/O PREJUDICE	D		1	
07/17/2014	CLS: ORDER OF DISMISSAL MOTION TO DISMISS GRANTED; SECOND GRAND JURY INDICTMENT FILED 1/30/14 DISMISSED WITHOUT PREJUDICE; MEMORANDUM OPINION TO BE FILED AT A LATER DATE	D		1	
06/27/2014	ORD: CONDITIONS OF RELEASE BOND IN THE AMOUNT OF \$25,000.00 C/S				
06/27/2014	BOND POSTED APPEARANCE/APPEAL BOND IN THE AMOUNT OF \$25,000.00 C/S POSTED BY GERALD MADRID BAIL BONDS ON 6/27/14	D		1	
06/25/2014	ORD: ORDER FORM ORDER ON SCHEDULED MOTIONS: MOTION TO MODIFY CONDITIONS OF RELEASE - GRANTED; BOND LOWERED TO \$25,000 & PTS WITH	D		1	

	GPS; MOTION TO DISMISS - TAKE UNDER ADVISEMENT		
06/17/2014	REQUEST FOR HEARING/ SETTING	D	1
06/17/2014	BEFORE JUDGE WHITAKER DEFENDANTS MTN TO MODIFY TO CONDITIONS OF RELEASE 15 MINUTES MTN: MOTION TO AMEND/ MODIFY		
06/10/2014	CONDITIONS OF RELEASE: SPECIAL SETTING REQUIRED ORD: ORDER	P	1
06/04/2014	REGARDING STATES MOTION TO ENLARGE TIME TO RESPOND TO MOTION FILED ON 06/02/14. THE COURT FINDS AND ORDERS THE FOLLOWING: GOOD CAUSE EXISTS TO GRANT THE PLANTIFFS REQUEST 2. THE PLANTIFF HAS UNTIL 06/20/14 TO FILE A RESPONSE WITHDRAWAL/ ENTRY/ SUBSTITUTION OF COUNSEL	P	1
06/02/2014	RESPONSE	P	1
06/02/2014	TO DEFENDANTS MOTION TO DISMISS MTN: MOTION	P	1
05/21/2014	STATES MOTION TO ENLARGE TIME TO RESPOND TO MOTION SPECIAL SETTING REQUIRED NTC: Hearing / Motion		
05/19/2014	TO REVIEW CONDITIONS OF RELEASE SET FOR 6/25/14 AT 8:30 AM BEFORE JUDGE WHITAKER MEMORANDUM IN SUPPORT		
05/19/2014	OF LUC WESTFALLS 2ND MOTION TO DISMISS COUNTS OF INTENTIONAL CHILD ABUSE FOR REPEATED MISINSTRUCTION OF THE GRAND JURY AND FOR FAILURE TO INTRODUCE AND OR IMPROPER MANIPULATION OF EXCULPATORY EVIDENCE REQUEST FOR HEARING/ SETTING	D	1
05/19/2014	30 MINUTES FOR DEFENDANTS MOTION TO DISMISS INTENTIONAL CHILD ABUSE MTN: TO DISMISS	D	1
04/02/2014	2ND MOTION TO DISMISS COUNTS OF INTENTIONAL CHILD ABUSE FOR REPEATED MISINSTRUCTION OF THE GRAND JURY AND FOR FAILURE TO INTRODUCE AND OR IMPROPER MANIPULATION OF EXCULPATORY EVIDENCE; SPECIAL SETTING REQUIRED NTC: STATUS HEARING		
01/30/2014	SET FOR 5/20/14 AT 8:30 AM BEFORE JUDGE WHITAKER INDICTMENT (NON- OPENING)		
01/29/2014	COUNT 1- CHILD ABUSE (INTENTIONALLY CAUSED) (RESULTING IN DEATH)(CHILD UNDER 12) TAP: GRAND JURY		
12/23/2013	Room 304: 3.37.38 - 4.39.14 ; 4.43.51 - 4.44.56 NTC: Hearing / Motion		
12/11/2013	TO DISMISS ALTERNATIVE COUNTS OF INDICTMENT CHARGING INTENTIONAL CHILD ABUSE SET FOR 1/14/14 AT 10:30 AM BEFORE JUDGE WHITAKER MEMORANDUM IN SUPPORT		
12/10/2013	OF MOTION TO DISMISS ALTERNATIVE COUNTS OF THE INDICTMENT CHARGING INTENTIONAL ABUSE MTN: TO DISMISS	D	1
12/10/2013	ALTERNATIVE COUNTS OF INDICTMENT CHARGING INTENTIONAL CHILD ABUSE;; SPECIAL SETTING REQUIRED REQUEST FOR HEARING/ SETTING		
08/01/2013	MATTER TO BE HEARD: MTN TO DISMISS COUNTS WITNESS LIST	P	1
07/30/2013	ADDENDUM NOTICE OF INTENT TO CALL WITNESSES ADDENDUM	P	1
07/22/2013	NOTICE OF INTENT TO CALL WITNESSES ORD: ORDER	P	1
07/12/2013	TO PRODUCE RECORDS AND OR TO DISCLOSE OTHER PROTECTED HEALTH INFORMATION RESPONSE	D	1
07/01/2013	TO STATE'S MOTION FOR ORDER TO PRODUCE RECORDS AND/OR TO DISCLOSE OTHER PROTECTED HEALTH INFORMATION NTC: Hearing / Motion		
06/28/2013	FOR ORDER TO PRODUCE RECORDS AND/OR TO DISCLOSE OTHER PROTECTED HEALTH INFORMATION SET FOR 7/15/13 AT 1:30 PM BEFORE JUDGE WHITAKER. RESET FROM 8/20/13 AT 8:30 AM. MTN: MOTION	P	1
06/11/2013	FOR ORDER TO PRODUCE RECORDS AND/OR TO DISCLOSE OTHER PROTECTED HEALTH INFORMATION NTC: Hearing / Motion		
05/30/2013	TO AMEND GRAND JURY INDICTMENT SET FOR 7/15/13 AT 1:30 PM BEFORE JUDGE WHITAKER MTN: MOTION TO AMEND/ MODIFY	P	1
	STATES MOTION TO AMEND GRAND JURY INDICTENT; SPECIAL SETTING REQUIRED		

05/21/2013	DEMAND FOR NOTICE OF INTENTION TO CLAIM ALIBI AND/OR ENTRAPMENT		
05/21/2013	DISCLOSURE REQUEST	P	1
05/21/2013	CERTIFICATE OF DISCLOSURE OF INFORMATION		
05/15/2013	WITNESS LIST	P	1
05/15/2013	NOTICE OF INTENT TO CALL WITNESSES REQUEST/ DEMAND FOR DISCOVERY	D	1
05/15/2013	AND DEMAND FOR SPEEDY TRIAL ENTRY OF APPEARANCE	P	1
04/22/2013	ORD: CONDITIONS OF RELEASE BOND OF \$150,000 C/S		
04/22/2013	NOT GUILTY PLEA @ ARRAIGNMENT; \$150,000.00 CASH OR SURETY CONTINUED PER JUDGE FLORES		
04/09/2013	NTC: OF ARRAIGNMENT NTC OF ARRAIGNMENT SET FOR 4/22/13 @ 8:30 BEFORE JUDGE BROWN		
04/09/2013	WAR: WARRANT CANCELED ARRESTED BY APD ON 4/8/2013; GJI		
04/08/2013	NTC: VICTIMS CRIME ACT		
04/08/2013	WAR: BENCH WARRANT ISSUED	D	1
04/08/2013	GJI BENCH WARRANT ON WESTFALL FOR \$150000.00 C/S ORD: PRESENTATION ORDER ISSUE GJI BENCH WARRANT ON WESTFALL FOR \$ 150,000.00 C/S IN JAIL CATEGORY 1		
04/08/2013	OPN: GRAND JURY INDICTMENT DA # 2013-01768-1; MET # CR4680-13		
04/05/2013	TAP: GRAND JURY RM 302: 2/29/41 - 2/47/09 * 2/55/27 - 2/56/33 * 4/01/38 - 4/02/25		

JUDGE ASSIGNMENT HISTORY

ASSIGNMENT DATE	JUDGE NAME	SEQ #	ASSIGNMENT EVENT DESCRIPTION
04/08/2013	Whitaker, Stanley	1	INITIAL ASSIGNMENT