

State of New Mexico

v.

STEPHEN CASAUS

CASE DETAIL

CASE #	CURRENT JUDGE	FILING DATE	COURT
D-202-CR-201501416	Whitaker, Stanley	05/27/2015	ALBUQUERQUE District

PARTIES TO THIS CASE

PARTY TYPE	PARTY DESCRIPTION	PARTY #	PARTY NAME
D	Defendant	1	CASAUS STEPHEN
	ATTORNEY: LEOS CINDY		
	ATTORNEY: ALVARADO JORGE A.		
P	Plaintiff	1	STATE OF NEW MEXICO
	ATTORNEY: TRABAUDO LISA		
	ATTORNEY: MARSHALL NICHOLAS J.		

CRIMINAL CHARGE DETAIL

PARTY	COUNT	SEQ #	STATUTE	CHARGE	CLASS	CHARGE DATE	CIT #	PLEA	DISPOSITION	DISP DATE
D	1	3	30-06-01(D)	Intentional Abuse of a Child (Resulting in Death) Child Under 12	F1	12/27/2013			Acquitted	09/11/2015

HEARINGS FOR THIS CASE

HEARING DATE	HEARING TIME	HEARING TYPE	HEARING JUDGE	COURT	COURT ROOM
12/08/2015	8:15 AM	PRESENTMENT HEARING	Whitaker, Stanley	ALBUQUERQUE	Courtroom 402
11/10/2015	10:30 AM	SENTENCING HEARING	Whitaker, Stanley	ALBUQUERQUE	Courtroom 402
09/11/2015	9:00 AM	JURY TRIAL	Whitaker, Stanley	ALBUQUERQUE	Courtroom 338
09/10/2015	9:00 AM	JURY TRIAL	Whitaker, Stanley	ALBUQUERQUE	Courtroom 402
09/09/2015	8:30 AM	JURY TRIAL	Whitaker, Stanley	ALBUQUERQUE	Courtroom 402
09/08/2015	8:30 AM	JURY TRIAL	Whitaker, Stanley	ALBUQUERQUE	Courtroom 338
09/04/2015	8:30 AM	JURY TRIAL	Whitaker, Stanley	ALBUQUERQUE	Courtroom 338
09/03/2015	8:30 AM	JURY TRIAL	Whitaker, Stanley	ALBUQUERQUE	Courtroom 338
09/02/2015	9:00 AM	JURY TRIAL	Whitaker, Stanley	ALBUQUERQUE	Courtroom 338
09/01/2015	9:00 AM	JURY TRIAL	Whitaker, Stanley	ALBUQUERQUE	Courtroom 338
08/31/2015	8:30 AM	JURY TRIAL	Whitaker, Stanley	ALBUQUERQUE	Courtroom 338
08/20/2015	3:30 PM	EVIDENTIARY HEARING	Whitaker, Stanley	ALBUQUERQUE	Courtroom 402
08/17/2015	3:00 PM	MOTION HEARING	Whitaker, Stanley	ALBUQUERQUE	Courtroom 402
08/17/2015	1:30 PM	DOCKET CALL	Whitaker, Stanley	ALBUQUERQUE	Courtroom 402
08/04/2015	8:15 AM	HEARING	Whitaker, Stanley	ALBUQUERQUE	Courtroom 402
07/02/2015	8:45 AM	SCHEDULING CONFERENCE	Chavez, Benjamin	ALBUQUERQUE	Courtroom 706
06/05/2015	8:30 AM	ARRAIGNMENT	Flores, Jacqueline	ALBUQUERQUE	Courtroom 420

REGISTER OF ACTIONS ACTIVITY

EVENT DATE	EVENT DESCRIPTION	EVENT RESULT	PARTY TYPE	PARTY #	AMOUNT
02/16/2017	EXHIBIT RELEASE 14-1975/ 15-1416				
01/17/2017	ORD: COURT OF APPEALS/SUPREME COURT ALLOWING SUPPLEMENT TO RECORD; 14-1975/ 15-1416				
06/23/2016	TRANSMISSION OF PROCEEDINGS/ SUPREME COURT/ COURT OF APPEALS 14-1975/ 15-1416				

05/12/2016 CERTIFICATE
OF SATISFACTORY ARRANGEMENTS; CR 14-1975 & 15-1416

04/18/2016 TRANSCRIPT DESIGNATION
14-1975/ 15-1416

04/11/2016 APPEAL GENERAL
CALENDAR
ASSIGNMENT; 14-1975/ 15-1416

03/03/2016 TRANSMISSION OF RECORD
PROPER

02/26/2016 NTC: NOTICE
COMPLETION AND TRANSMISSION OF RECORD PROPER AND ONE SEALED ENVELOPE

02/11/2016 DOCKETING STATEMENT /
COURT OF APPEALS
CR-2014-01975

02/09/2016 ORD: OF APPOINTMENT
OF APPELLATE COUNSEL: ATTY JORGE ALVARADO IS APPOINTED COUNSEL ON APPEAL; CR 2014-1975

01/19/2016 NTC: OF APPEAL TO COURT
OF APPEALS/ SUPREME
COURT
14-1975/ 15-1416

01/12/2016 ORD: ORDER DENYING D 1
MOTION TO DISMISS; 14-1975/ 15-1416

01/12/2016 NTC: OF INTENT
TO USE EVIDENCE UNDER RULE 11-404B;; 14-1975/ 15-1416

12/24/2015 NTC: ENTRY OF JUDGMENT
FILED 12/23/15; CR 14-1975

12/23/2015 CLS: JUDGMENT/HABITUAL
JUDGMENT AND COMMITMENT; WAS FOUND NOT GUILTY IN THIS CASE, SENTENCED IN CR 14-1975

12/18/2015 REQUEST FOR HEARING/ D 1
SETTING
14-1975 & 15-1416

12/18/2015 MTN: TO DISMISS D 1
THE RECKLESSLY PERMITTING CHILD ABUSE RESULTING IN DEATH OR GREAT BODILY HARM; 14-1975 & 15-1416

11/23/2015 NTC: NOTICE
OF PRESENTMENT HEARING SET FOR 12/8/15 AT 8:15 AM BEFORE JUDGE WHITAKER

11/10/2015 ORD: Order Remanding
Defendant to Custody
SENTENCED TO DOC TO SERVE A TERM OF 30 YEARS; CR-14-1975

11/04/2015 MEMORANDUM
DEFENDANTS SENTENCING; CR 2014-1975

09/16/2015 EXHIBIT RECEIPT D 1
CR15-1416, CR14-1974

09/15/2015 VERDICT GUILTY
CT 7
CR15-1416, CR14-1975

09/15/2015 VERDICT GUILTY
CT 6
CR15-1416, CR14-1975

09/15/2015 VERDICT GUILTY
CT 5
CR15-1416, CR14-1975

09/15/2015 VERDICT GUILTY
ALTERNATIVE TO CT 4
CR15-1416, CR14-1975

09/15/2015 VERDICT NOT GUILTY
CT 4
CR15-1416, CR14-1975

09/15/2015 VERDICT NOT GUILTY
ALTERNATIVE TO CT 3
CR15-1416, CR14-1975

09/15/2015 VERDICT NOT GUILTY
CT 3
CR15-1416, CR14-1975

09/15/2015 VERDICT GUILTY
CT 2
CR15-1416, CR14-1975

09/15/2015 VERDICT NOT GUILTY
CT 1
CR15-1416, CR14-1975

09/15/2015 NTC: Hearing / Sentencing
SET FOR 11/10/15 AT 10:30 AM BEFORE JUDGE WHITAKER

08/25/2015 WITNESS LIST
ADDENDUM; 14-1975/ 15-1416

08/25/2015 MTN: MOTION P 1
TO EXCLUDE TESTIMONY OF E.P; CR 14-1975; CR 15-1416

08/24/2015 EXHIBIT RECEIPT

08/21/2015 SEALED DOCUMENT

08/21/2015 ORD: ORDER
FOR PARTIES TO STIPULATE FOR ALTERNATIVE WAY TO ALLOW CHILD TO TESTIFY AT TRIAL;; 14-1975/ 15-1416

08/18/2015 NTC: NOTICE
OF EVIDENTIARY HEARING FOR THE MOTION FOR CHILD WITNESS N.V. TO TESTIFY BY ALTERNATIVE METHOD SET FOR 8/20/15 AT 3:30 PM
BEFORE JUDGE WHITAKER

08/18/2015 NTC: OF JURY TRIAL
SET FOR 8/31/15 AT 9:00 AM BEFORE JUDGE WHITAKER

08/18/2015 ORD: ORDER D 1
FORM ORDER ON SCHEDULED MOTIONS: MTN FOR CHILD WITNESS TO TESTIFY BY ALTERNATIVE METHOD (STATE) - CONTINUED

08/17/2015 RESPONSE P 1
TO DEFENDANTS MOTION IN LIMINE TO ALLOW STATEMENTS OF CO-DEFENDANT, INCLUDING HER CONFESSION TO THE MURDER OF O.V; CR
14-1975 & CR 15-1416

08/12/2015 ORD: ORDER DENYING D 1
MOTION FOR EXTENSION OF TRIAL DATE;; 14-1975/ 15-1416

08/12/2015 NTC: Hearing / Motion
FOR CHILD WITNESS N.V. TO TESTIFY BY ALTERNATIVE METHOD SET FOR 8/17/15 AT 3:00 PM BEFORE JUDGE WHITAKER

08/10/2015 MTN: IN LIMINE D 1
TO ALLOW STATEMENTS OF CO-DEFENDANT, INCLUDING HER CONFESSION TO THE MURDER OF OMAREE VARELA; CR 14-1975

08/10/2015 RESPONSE P 1
TO DEFENDANT'S MOTION IN LIMINE TO PRECLUDE RECORDED CONVERSATIONS OF O.V; 14-1975, 15-1416

08/10/2015 RESPONSE P 1
TO DEFENDANT'S MOTION IN LIMINE; 14-1975, 15-1416

08/04/2015 RESPONSE D 1
TO STATES NOTICE OF INTENT TO USE EVIDENCE UNDER NMRA 11-404(B); CR 14-1975 & CR 15-1416

08/04/2015 RESPONSE D 1
TO STATES FIRST AND SECOND MOTIONS IN LIMINE; CR 14-1975 & CR 15-1416

08/04/2015 RESPONSE D 1
TO STATES MOTION FOR CHILD WITNESS TO TESTIFY BY ALTERNATIVE METHOD; CR 14-1975 & CR 15-1416

07/31/2015 NTC: NOTICE
OF STATES INTENT TO USE EVIDENCE UNDER NMRA RULE 11-404(B);; 14-1975/ 15-1416

07/31/2015 MTN: IN LIMINE P 1
FIRST SET OF MOTIONS IN LIMINE; CR 14-1975 & CR 15-1416

07/31/2015 MTN: IN LIMINE P 1
SECON MOTION IN LIMINE; CR 14-1975 & CR 15-1416

07/31/2015 MTN: MOTION P 1
FOR CHILD WITNESS N.V. TO TESTIFY BY ALTERNATIVE METHOD; CR 14-1975 & CR 15-1416

07/30/2015 MTN: IN LIMINE D 1
TO PRECLUDE RECORDED CONVERSATION OF OMAREE VARELA; CR 14-1975

07/30/2015 MTN: MOTION D 1
TO EXCLUDE TESTIMONY OF PRIOR BAD ACTS AND UNCHARGED MISCONDUCT BY THE DEFENDANT, PRIOR CRIMINAL HISTORY, AND
OTHER OPINION TESTIMONY BY STATE WITNESSES; CR 14-1975

07/30/2015 MTN: IN LIMINE D 1
CR 14-1975

07/30/2015 MTN: MOTION D 1
TO EXCLUDE TESTIMONY OF DEFENDANT'S DRUG USE; CR 14-1975

07/27/2015 ORD: ORDER DENYING D 1
FURLOUGH; 14-1975/ 15-1416

07/23/2015 NTC: NOTICE
OF HEARING RE: THE DISCLOSURE OF THERAPY RECORDS AND THE SCOPE OF USE SET FOR 8/3/15 AT 8:15 AM BEFORE JUDGE WHITAKER

07/23/2015	REQUEST FOR HEARING/ SETTING EMERGENCY; CR 14-1975 & CR 15-1416	D	1
07/23/2015	REQUEST FOR EXTENSION OF TRAIL DATE; CR 14-1975 & CR 15-1416	D	1
07/23/2015	MTN: FOR RELEASE EMERGENCY; TEMPORARY RELEASE OF INMATE FOR FUNERAL SERVICES; CR 14-1975 & CR 15-1416	D	1
07/13/2015	OBJECTION/OPPOSITION TO IN CAMERA REVIEW, MOTION TO RECONSIDER RULING AND MEMORANDUM OF LAW AND OFFER OF PROOF REGARDING MATERIAL EVIDENCE; CR 14-1975 & CR 15-1416	D	1
07/13/2015	RESPONSE TO MOTION TO ALLOW SEARCH OF CELL PHONES AND LOCKBOX; CR 14-1975 & CR 15-1416	D	1
07/13/2015	OBJECTION/OPPOSITION TO COURTS REFUSAL TO REASSIGN CASE PURSUANT TO DEFENDANTS PEREMPTORY CHALLENGE RIGHTS; CR 14-1975 & CR 15-1416	D	1
07/10/2015	MTN: MOTION TO ALLOW THE ALBUQUERQUE POLICE DEPARTMENT TO SEARCH PHONES AND LOCKBOX SEIZED BY SEARCH WARRANT; CR 14-1975, & CR 15-1416	P	1
07/07/2015	JDG: NO ACTION EXCUSAL CR-14-1975		
07/07/2015	SCHEDULING ORDER AMENDED SCHEDULING ORDER FOR DOCKET CALL SET FOR 8/17/15 AT 1:30 PM. TRIAL WEEKS ARE 8/24/15 - 9/11/15 BEFORE JUDGE WHITAKER		
07/06/2015	ORD: ORDER Motion For Joinder Granted; D202CR2014-1975	P	1
07/02/2015	SCHEDULING ORDER	P	1
07/02/2015	ORD: Track 3 Assignment		
06/29/2015	WITNESS LIST ADDENDUM		
06/18/2015	ORD: TO TRANSPORT FOR ATTORNEY MEETING ON JUNE 30 2015		
06/10/2015	ENTRY OF APPEARANCE ENTRY OF APPEARANCE, REQUEST FOR DISCOVERY, DEMAND FOR EXCULPATORY INFORMATION, AND DEMAND FOR A SPEEDY TRIAL	D	1
06/10/2015	WITNESS LIST 1ST SUPPLEMENTAL		
06/08/2015	WITNESS LIST		
06/05/2015	NOT GUILTY PLEA @ ARRAIGNMENT; BOND SET \$100,000 CASH / SURETY TO RUN CONCURRENTW/ OTHER BONDS		
06/05/2015	NTC: NOTICE		
06/05/2015	WITNESS LIST		
06/05/2015	NTC: NOTICE OF COMPLIANCE BY STATE AND NOTICE OF OPEN FILE POLICY		
06/05/2015	New Calendar Certificate of Readiness	P	1
06/05/2015	MTN: MOTION TO PROTECT THE IDENTITY OF CHILD WITNESSES AND FAMILY	P	1
06/05/2015	ORD: CONDITIONS OF RELEASE BOND IN THE AMOUNT OF \$100,000.00 C/S CONCURRENT TO OTHER CASES		
06/01/2015	MTN: MOTION FOR JOINDER; CR 14-1975 & CR 15-1416	P	1
05/28/2015	NTC: OF ARRAIGNMENT	P	1
05/28/2015	WAR: WARRANT QUASHED CANCELLATION OF WARRANT ISSUED ON 5/27/15	D	1
05/27/2015	NTC: VICTIMS CRIME ACT		
05/27/2015	WAR: BENCH WARRANT ISSUED GJI BW FOR \$100,000 CASH ONLY		
05/27/2015	ORD: PRESENTATION ORDER ISSUE GJI BW FOR \$100,000 CASH ONLY IN JAIL CATEGORY 1		
05/27/2015	OPN: GRAND JURY INDICTMENT DA #: 2013-07782-2		
05/26/2015	TAP: GRAND JURY		

room #304 03:26:58-04:03:45, 04:09:39-04:11:32

JUDGE ASSIGNMENT HISTORY

ASSIGNMENT DATE	JUDGE NAME	SEQ #	ASSIGNMENT EVENT DESCRIPTION
05/27/2015	Chavez, Benjamin	1	INITIAL ASSIGNMENT
07/06/2015	Whitaker, Stanley	2	Judge Assignment Ordered