

State of New Mexico

v.

BOBBY P SMITH

CASE DETAIL

CASE #	CURRENT JUDGE	FILING DATE	COURT
D-503-CR-201500445	Shuler-Gray, Jane	10/27/2015	CARLSBAD District

PARTIES TO THIS CASE

PARTY TYPE	PARTY DESCRIPTION	PARTY #	PARTY NAME
D	Defendant	1	SMITH BOBBY P
			ATTORNEY: MITCHELL GARY C.
P	Plaintiff	1	STATE OF NEW MEXICO
			ATTORNEY: PEROZYNSKI ROBERT P.

CRIMINAL CHARGE DETAIL

PARTY	COUNT	SEQ #	STATUTE	CHARGE	CLASS	CHARGE DATE	CIT #	PLEA	DISPOSITION	DISP DATE
D	1	4	30-2-1(B)	Second Degree Murder	F2	01/29/2012		No Contest	Conviction - Plea	05/06/2019
D	1	2	30-3-8(B)	Shooting At or From a Motor Vehicle (Great Bodily Harm)	F2	01/29/2012			Charge Not Included in Amended Complaint	04/05/2019
D	1	3	30-22-5	Tampering with Evidence (Highest Crime a Capital, First or Second Degree Felony)	F3	01/29/2012		No Contest	Conviction - Plea	05/06/2019
D	1	4	30-16-11	Receiving Stolen Property - Receive (Firearm)	F4	01/29/2012		No Contest	Conviction - Plea	05/06/2019

HEARINGS FOR THIS CASE

HEARING DATE	HEARING TIME	HEARING TYPE	HEARING JUDGE	COURT	COURT ROOM
05/06/2019	1:30 PM	CHANGE OF PLEA HEARING	Shuler-Gray, Jane	CARLSBAD	Eddy County Courtroom 1
10/26/2018	9:00 AM	MOTION HEARING	Shuler-Gray, Jane	CARLSBAD	Eddy County Courtroom 1
03/26/2018	1:30 PM	STATUS HEARING/ CONFERENCE	Shuler-Gray, Jane	CARLSBAD	Eddy County Courtroom 1
10/10/2017	8:30 AM	STATUS HEARING/ CONFERENCE	Shuler-Gray, Jane	CARLSBAD	Eddy County Courtroom 1
07/25/2016	1:30 PM	PRE-TRIAL HEARING	Shuler-Gray, Jane	CARLSBAD	Eddy County Courtroom 1
04/11/2016	1:30 PM	PRE-TRIAL HEARING	Shuler-Gray, Jane	CARLSBAD	Eddy County Courtroom 1

REGISTER OF ACTIONS ACTIVITY

EVENT DATE	EVENT DESCRIPTION	EVENT RESULT	PARTY TYPE	PARTY #	AMOUNT
05/07/2019	COURT MINUTE/PROCEEDINGS				
05/07/2019	MISCELLANEOUS ENTRY Pre Sentence Confinement Credit/2,653 Days				
05/07/2019	SUPPLEMENTAL INFORMATION Habitual Offender Enhancement				
05/07/2019	REPEAT OFFENDER PLEA/DISP AGMT No Contest				
05/06/2019	TAPE & LOG RECEIPT 5/6/19, Nancy Whittemore, Courtroom 1				
05/06/2019	CLS: JUDGMENT AND ORDER				
04/22/2019	ORD: TO TRANSPORT		D	1	
04/18/2019	MTN: TO TRANSPORT		D	1	
04/05/2019	AMENDED COMPLAINT				

Amended Count 1 and Count 2 is no longer included

04/03/2019 WITNESS LIST

04/02/2019 WITNESS LIST

2nd Amended

04/02/2019 AMENDED COMPLAINT

Count 1

11/14/2018 ORD: COMPETENT D 1

10/30/2018 TAPE & LOG RECEIPT

10/26/2018, Nancy Whittemore, Courtroom 1

10/12/2018 MTN: TO APPEAR P 1

TELEPHONICALLY

10/12/2018 ORD: TO APPEAR

TELEPHONICALLY

Witnesses

10/05/2018 WITNESS LIST

09/27/2018 WAIVER OF APPEARANCE D 1

08/29/2018 SEALED DOCUMENT

08/29/2018 SEALED DOCUMENT

08/23/2018 NTC: HEARING (MOTION)

Amended 10/26/18 @ 9:00 am

08/01/2018 NTC: HEARING (REQUEST

AND NOTICE)

07/19/2018 MTN: TO DETERMINE

COMPETENCY

06/26/2018 NTC: HEARING (JURY

TRIAL)

05/06/19 @ 9:00 am

04/11/2018 SEALED DOCUMENT

04/11/2018 SEALED DOCUMENT

04/03/2018 INDIGENCY

DETERMINATION

Order Determining Defendant Indigent and Directing the Law Offices of The Public Defender Provide Funding for Expert Witnesses

04/03/2018 ORD: COMPETENT

Order Finding Defendant Competant as of March 26, 2018

03/30/2018 ORD: TO TRANSPORT D 1

ECDC - defendant from ECDC to New Mexico Behavioral Health Institute

03/30/2018 MTN: MOTION D 1

to Determine Defendant Indigent and For Order Directing the Law Offices of the Public Defender Provide Funding For Expert Witnesses

03/30/2018 NTC: NOTICE D 1

of Insanity and Lack of Capacity to Form Specific Intent

03/28/2018 MTN: TO TRANSPORT P 1

ECDC - defendant from ECDC to New Mexico Behavioral Health Institute

03/26/2018 TAPE & LOG RECEIPT

3/26/18, Nancy Whittemore, Courtroom 1

02/20/2018 NTC: HEARING (STATUS)

03/26/18 @ 1:30 pm

11/21/2017 ORD: ORDER

Order for Commitment to the NM Behavioral Health Institute at Las Vegas for Treatment to Attain Competency to Stand Trial

10/26/2017 COURT

MINUTE/PROCEEDINGS

Status Hearing/Conference on 10/10/17 - Held

10/19/2017 ORD: TO TRANSPORT D 1

for Treatment for Competency

10/11/2017 TAPE & LOG RECEIPT

10/10/17, Kathy Duplissey, Court Room 1

10/06/2017 MTN: TO APPEAR D 1

TELEPHONICALLY

hearing on 10/10/17

09/14/2017 NTC: HEARING (STATUS)

10/10/17 at 9:00am

09/07/2017 REQUEST FOR HEARING/ P 1

SETTING

re: Status Hearing

03/02/2017	ORD: AMENDED ORDER	D	1
	Amended Order For Transport to the New Mexico Correctional Department For The Safekeeping of Eddy County Inmate Bobby P Smith		
03/01/2017	ORD: TO TRANSPORT		
	to the Central NM Correctional Facility for Safekeeping		
01/18/2017	NTC: HEARING		
	Amended - 05/18/17 @ 10:00 am re: Competency		
10/14/2016	NTC: NOTICE		
	of Incompetency		
10/14/2016	ORD: OF CONTINUANCE	D	1
	Order Granting Motion For Resetting - Pre-Trial scheduled for 10/17/16 vacated and shall be reset by the Court		
10/14/2016	MTN: FOR CONTINUANCE	D	1
	Motion For Resetting - Pre-Trial scheduled for 10/17/16		
10/14/2016	NTC: HEARING		
	on 01/26/17 @ 10:00 am re: Competency Hearing		
10/12/2016	NTC: NOTICE		
	of incompetency		
10/07/2016	MTN: MOTION		
	for resetting		
08/11/2016	ORD: TO TRANSPORT	D	1
	Eddy County Detention Center transport Defendant from Eddy County Detention Center to Public Defender Carlsbad		
07/26/2016	ORD: OF CONTINUANCE	D	1
	Order Granting Motion for Resetting - Jury Trial set for 08/01-08/05/16 vacated and shall be reset by the Court		
07/26/2016	MTN: FOR CONTINUANCE	D	1
	Motion for Resetting - Jury Trial 08/01-08/05/16		
07/25/2016	NTC: HEARING (JURY TRIAL)		
	on 10/31/16 @ 9:00 am		
07/25/2016	NTC: HEARING (PRETRIAL CONFERENCE)		
	on 10/17/16 @ 1:30 pm		
04/12/2016	NTC: HEARING (JURY TRIAL)		
	on 08/01/16 @ 9:00 am		
04/12/2016	NTC: HEARING (PRETRIAL CONFERENCE)		
	on 07/25/16 @ 1:30 pm		
04/01/2016	ORD: TO TRANSPORT	D	1
	Eddy County Detention Center to transport Defendant from New Mexico Behavioral Health Institute to the District Court Carlsbad		
03/30/2016	MTN: TO TRANSPORT	P	1
	Eddy County Detention Center to transport Defendant from New Mexico Behavior Health Institute to District Court Carlsbad for Pre Trial 04/11/16 and Jury Trial 05/03/16		
01/04/2016	ORD: ORDER		
	for Continued Care and Treatment		
11/30/2015	ORD: ORDER		
	on Conditions of Confinement - NO BOND		
11/10/2015	ARRAIGNMENT & PLEA		
	No Bond		
11/10/2015	ENTRY OF APPEARANCE	D	1
11/10/2015	TRANSCRIPT OF PROCEEDINGS		
	M-18-FR-2015-00068		
11/10/2015	ORD: BIND-OVER FROM LOWER COURT		
11/06/2015	NTC: HEARING (JURY TRIAL)		
	on 05/03/16 @ 9:00 am		
11/06/2015	NTC: HEARING (PRETRIAL CONFERENCE)		
	on 04/11/16 @ 1:30 pm		
11/06/2015	WAIVER OF ARRAIGNMENT		
	Entry of Plea of Not Guilty		
11/06/2015	JDG: NOTICE OF JUDGE ASSIGNMENT		

11/05/2015	Judge Shuler Gray JDG: JUDGE RECUSAL		
11/04/2015	Judge Romero WITNESS LIST		
11/03/2015	MTN: FOR CONTINUANCE Arraignment set for 11/09/15	D	1
11/03/2015	NTC: REQUEST/ DEMAND FOR DISCOVERY	D	1
11/03/2015	ENTRY OF APPEARANCE	D	1
10/29/2015	NTC: HEARING (ARRAIGNMENT) 11-9-15 2 8:30am		
10/27/2015	Prosecution Packet Filed Packet includes the following documents: State's Witnesses Disclosure Demand for Alibi/Entrapment Defense Information Demand for Disclosure		
10/27/2015	OPN: CRIMINAL INFORMATION / COMPLAINT		

JUDGE ASSIGNMENT HISTORY

ASSIGNMENT DATE	JUDGE NAME	SEQ #	ASSIGNMENT EVENT DESCRIPTION
10/27/2015	Romero, Raymond L.	1	INITIAL ASSIGNMENT
11/06/2015	Shuler-Gray, Jane	2	Judge Recused