

## STATE OF NEW MEXICO

v.

## JUAN DIEGO MONTOYA

## CASE DETAIL

| CASE #             | CURRENT JUDGE         | FILING DATE | COURT                |
|--------------------|-----------------------|-------------|----------------------|
| D-202-CR-201801460 | Argyres, Christina P. | 05/02/2018  | ALBUQUERQUE District |

## PARTIES TO THIS CASE

| PARTY TYPE | PARTY DESCRIPTION                                       | PARTY # | PARTY NAME          |
|------------|---|---------|---------------------|
| D          | Defendant   | 1       | MONTOYA JUAN DIEGO  |
|            | ATTORNEY: SALAZAR DANIEL M.<br>ATTORNEY: BLAIR CHANDLER |         |                     |
| P          | Plaintiff   | 1       | STATE OF NEW MEXICO |
|            | ATTORNEY: MONTOYA JOEY                                  |         |                     |

## CRIMINAL CHARGE DETAIL

| PARTY | COUNT | SEQ # | STATUTE             | CHARGE   | CLASS | CHARGE DATE | CIT # | PLEA   | DISPOSITION | DISP DATE |
|-------|-------|-------|---------------------|--|-------|-------------|-------|--------|-------------|-----------|
| D 1   | 1     | 3     | 30-2-1(B)           | Second Degree Murder   | F2    | 04/14/2018  |       | Guilty |             |           |
| D 1   | 2     | 1     | 30-28-2 & 30-2-1(A) | Conspiracy to Commit First Degree Murder (Willful & Deliberate)                          | F2    | 04/14/2018  |       |        |             |           |
| D 1   | 3     | 1     | 30-22-5             | Tampering with Evidence (Highest Crime a Capital, First or Second Degree Felony)         | F3    | 04/14/2018  |       |        |             |           |
| D 1   | 4     | 1     | 30-22-5 & 30-28-2   | Conspiracy to Commit Tampering with Evidence (Capital Crime or 1st or 2nd Degree Felony) | F4    | 04/14/2018  |       |        |             |           |
| D 1   | 5     | 1     | 30-3-5(C)           | Aggravated Battery (Deadly Weapon)   | F3    | 04/14/2018  |       |        |             |           |
| D 1   | 6     | 1     | 30-28-2 & 30-3-5(C) | Conspiracy to Commit Aggravated Battery (Deadly Weapon)                                  | F4    | 04/14/2018  |       |        |             |           |

## HEARINGS FOR THIS CASE

| HEARING DATE | HEARING TIME | HEARING TYPE          | HEARING JUDGE         | COURT       | COURT ROOM    |
|--------------|--------------|-----------------------|-----------------------|-------------|---------------|
| 11/12/2019   | 10:00 AM     | STATUS CONFERENCE     | Argyres, Christina P. | ALBUQUERQUE | Courtroom 406 |
| 06/04/2019   | 1:30 PM      | DOCKET CALL           | Argyres, Christina P. | ALBUQUERQUE | Courtroom 406 |
| 06/05/2018   | 9:30 AM      | SCHEDULING CONFERENCE | Argyres, Christina P. | ALBUQUERQUE | Courtroom 406 |
| 05/11/2018   | 8:30 AM      | ARRAIGNMENT           | Flores, Jacqueline    | ALBUQUERQUE | Courtroom 420 |

## REGISTER OF ACTIONS ACTIVITY

| EVENT DATE | EVENT DESCRIPTION  | EVENT RESULT | PARTY TYPE | PARTY # | AMOUNT |
|------------|--|--------------|------------|---------|--------|
| 08/13/2019 | RETURNED MAIL<br>NO SUCH NUMBER  |              | D          | 1       |        |
| 08/12/2019 | ORD: Pre-Sentence Diagnostic Evaluation<br>JUDGMENT & COMMITMENT FOR DIAGNOSTIC EVALUATION |              |            |         |        |
| 08/08/2019 | NTC: HEARING (STATUS)<br>SET 11-12-19 AT 10:00   |              |            |         |        |
| 08/06/2019 | NTC: HEARING (STATUS)<br>AMENDED SET 8-14-19 AT 10:00                                      |              |            |         |        |
| 08/06/2019 | NTC: HEARING (SCHEDULING CONFERENCE)   |              |            |         |        |

|            |  |   |   |
|------------|--|---|---|
| 06/12/2019 | AMENDED SET 8-14-19<br>NTC: HEARING<br>STATUS CONFERENC SET 8-19-19 AT 9:30  |   |   |
| 06/04/2019 | AUDIO LOG NOTES<br>Room 406 2:55:48 - 3:01:35  |   |   |
| 06/04/2019 | PLEA & DISPOSITION<br>AGREEMENT  |   |   |
| 06/04/2019 | NO CONTEST/GUILTY PLEA<br>PROCEEDING<br>PLED GUILTY TO COUNT 1 LESSER INCLUDED CHARGE; SENTENCING CONT'D; PSR ORDERED AND 60 DAY DIAGNOSTIC                    |   |   |
| 06/03/2019 | WITNESS LIST<br>Final Witness List   | P | 1 |
| 06/03/2019 | MTN: IN LIMINE<br>STATE'S FIRST  | P | 1 |
| 05/28/2019 | CERTIFICATE OF<br>READINESS<br>Certification of Readiness  | P | 1 |
| 05/24/2019 | ORD: TO TRANSPORT<br>ORD: TO TRANSPORT   |   |   |
| 05/07/2019 | ORD: TO TRANSPORT<br>ORDER TO TRANSPORT  |   |   |
| 04/25/2019 | REQUEST FOR HEARING/<br>SETTING<br>Hearing Request   | D | 1 |
| 04/24/2019 | WITNESS LIST<br>ADDENDUM   | P | 1 |
| 04/17/2019 | ORD: WITHDRAWAL/<br>SUBSTITUTION OF<br>COUNSEL<br>NOTICE AND ORDER, J. MONTOYA, ADA SUBSTITUTES FOR ALL PREVIOUS DA'S  | P | 1 |
| 04/16/2019 | MTN: MOTION<br>TO EXCLUDE WITNESSES  | D | 1 |
| 04/16/2019 | MTN: MOTION<br>TO EXCLUDE WITNESSES  | D | 1 |
| 04/03/2019 | WITNESS LIST   | P | 1 |
| 12/14/2018 | ENTRY OF APPEARANCE<br>REQUEST FOR DISCOVERY, DEMAND FOR EXCULPATORY INFORMATION AND DEMAND FOR A SPEEDY TRIAL   | D | 1 |
| 08/09/2018 | ORD: WITHDRAWAL/<br>SUBSTITUTION OF<br>COUNSEL<br>AS PER ORDER OF JUDGE ARGYRES; ADA ANDREW COFFING WILL NOW BE PROSECUTING THIS MATTER ON BEHALF OF THE STATE | P | 1 |
| 06/14/2018 | RETURNED MAIL<br>NO SUCH NUMBER  | D | 1 |
| 06/06/2018 | ORD:<br>SCHEDULING/PRETRIAL<br>ORDER<br>FOR DOCKET CALL SET 6/6/19; TRIAL WEEKS: 7/1/19 THROUGH 7/19/19  | P | 1 |
| 06/05/2018 | ORD: Track 3 Assignment Order  |   |   |
| 06/05/2018 | TAP: HEARING<br>Room #406 9:34:54 - 9:37:47  |   |   |
| 06/01/2018 | NTC: NOTICE<br>OF SCHEDULING CONFERENCE SET ON 6/5/18 AT 9:30AM BEFORE JUDGE ARGYRES   | P | 1 |
| 05/29/2018 | JDG: NOTICE OF JUDGE<br>ASSIGNMENT   | P | 1 |
| 05/25/2018 | JDG: JUDGE<br>EXCUSAL/PEREMPTORY<br>CHALLENGE  | D | 1 |
| 05/23/2018 | ORD: FOR CONSOLIDATION<br>CR2018-1460, LR18-0381   | D | 1 |
| 05/23/2018 | NTC: NOTICE<br>OF SCHEDULING CONFERENCE SET FOR 6/11/18 AT 1:30 PM BEFORE JUDGE WHITAKER   |   |   |
| 05/21/2018 | JDG: NOTICE OF JUDGE<br>ASSIGNMENT   |   |   |

|            |   |   |   |
|------------|---|---|---|
| 05/17/2018 | JDG: JUDGE<br>EXCUSAL/PEREMPTORY<br>CHALLENGE   | P | 1 |
| 05/11/2018 | TAP: HEARING<br>CR 420 9:13:26 - 9:14:35  |   |   |
| 05/11/2018 | ORD: CONDITIONS OF<br>RELEASE<br>MOTION FOR PRETRIAL DETENTION GRANTED; CR-18-1460; LR-18-381 |   |   |
| 05/11/2018 | NOT GUILTY PLEA<br>@ ARRAIGNMENTS BEFORE JUDGE FLORES: HOLD NO BOND                           |   |   |
| 05/10/2018 | ENTRY OF APPEARANCE   | P | 1 |
| 05/10/2018 | DEMAND FOR ALIBI<br>CR 18-1460 & LR 18-381  |   |   |
| 05/10/2018 | WITNESS LIST<br>(FIRST) CR 18-1460 & LR 18-381  |   |   |
| 05/10/2018 | CERTIFICATE OF<br>READINESS<br>CR 18-1460 & LR 18-381   |   |   |
| 05/09/2018 | RETURNED MAIL<br>NO SUCH NUMBER   | D | 1 |
| 05/07/2018 | Public Safety Assessment  |   |   |
| 05/03/2018 | NTC: HEARING<br>(ARRAIGNMENT)   | P | 1 |
| 05/03/2018 | WAR: WARRANT SERVED<br>CANCELLATION OF WARRANT ISSUED 5/2/18                                  | D | 1 |
| 05/02/2018 | NTC: VICTIMS CRIME ACT  |   |   |
| 05/02/2018 | WAR: BENCH WARRANT<br>ISSUED<br>GJI BW FOR NO BOND HOLD                                       |   |   |
| 05/02/2018 | ORD: PRESENTATION<br>ORDER<br>ISSUE GJI BW FOR NO BOND HOLD; IN JAIL; CATEGORY 1              |   |   |
| 05/02/2018 | OPN: GRAND JURY<br>INDICTMENT<br>DA#: 2018-02758-2  |   |   |
| 05/02/2018 | STATEMENT OF JOINDER<br>CR-18-1460 J. BOWERS  |   |   |
| 05/01/2018 | TAP: GRAND JURY<br>RM 304 10:48:50 - 12:04:40 * 12:11:10 - 12:12:00                           |   |   |

**JUDGE ASSIGNMENT HISTORY**

| ASSIGNMENT DATE | JUDGE NAME            | SEQ # | ASSIGNMENT EVENT DESCRIPTION |
|-----------------|-----------------------|-------|------------------------------|
| 05/02/2018      | Flores, Jacqueline    | 1     | INITIAL ASSIGNMENT           |
| 05/17/2018      | Whitaker, Stanley     | 2     | Judge Peremptory Excusal     |
| 05/25/2018      | Argyres, Christina P. | 3     | Judge Peremptory Excusal     |