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FILED
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VIRLYNN TINNELL
SUPERIOR COURT CLERK

7 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
8 **IN AND FOR THE COUNTY OF MOHAVE**

9 STATE OF ARIZONA,
10 Plaintiff,
11 vs.
12 JOHN CHARLES MCCLUSKEY,
13 Defendant.

No. CR-2010-0823
**MOTION TO ADD ALLEGATION
OF PRIOR CONVICTION AS
AN ADDENDUM TO THE
INDICTMENT**

14 The State of Arizona, by the Mohave County Attorney, and through the
15 undersigned Deputy County Attorney, hereby moves this Court to permit the filing of an
16 Allegation of Prior Conviction as an Addendum to the Indictment in this cause. That the
17 Addendum will allege said Defendant, JOHN CHARLES MCCLUSKEY, was found guilty
18 of the following offenses.

- 19 1. On the 15th day of July, 2009, Defendant was found guilty of Attempted Second
20 Degree Murder, Class 2 Dangerous Felony, Discharge of a Firearm at a
21 Structure, Class 2 Dangerous Felony, Aggravated Assault, Class 3 Dangerous
22 Felony, in the cause number CR-2009-118185-001 SE, in the Superior Court, in
23 the County of Maricopa, State of Arizona, for the offenses committed on or about
24 3/12/2009.
25 2. On the 8th day of January, 1993, Defendant was found guilty of Robbery and
26 Aggravated Assault, in the cause number 2733-1992, in the Court of Common

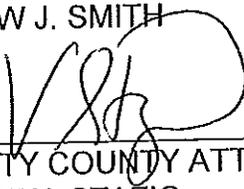


1 Pleas, in the County of Lancaster, Commonwealth of Pennsylvania, for the
2 offenses committed on or about April 23, 1992.

3 The State has submitted copies of this motion, the Addendum to the Indictment
4 and record of the prior conviction to John A. Pecchia, Counsel for the Defendant, in
5 accordance with Rule 13.5(A) and Rule 16.1(B), Arizona Rules of Criminal Procedure.

6 RESPECTFULLY SUBMITTED THIS 23RD DAY OF MAY, 2011.

7 MOHAVE COUNTY ATTORNEY
8 MATTHEW J. SMITH

9 By 
10 DEPUTY COUNTY ATTORNEY
11 VICTORIA STAZIO

12 A copy of the foregoing
13 sent this same day to:

14 HONORABLE STEVEN F. CONN
15 SUPERIOR COURT JUDGE

16 JOHN A. PECCHIA
17 PUBLIC DEFENDER
18 Mohave County Public Defender's Office
19 P O Box 7000

20 Kingman AZ 86402

21 By _____ vs _____
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