

NOTICE: NOT FOR OFFICIAL PUBLICATION.
UNDER ARIZONA RULE OF THE SUPREME COURT 111(c), THIS DECISION IS NOT PRECEDENTIAL
AND MAY BE CITED ONLY AS AUTHORIZED BY RULE.

IN THE
ARIZONA COURT OF APPEALS
DIVISION ONE

STATE OF ARIZONA, *Respondent*,

v.

JONATHAN MICHAEL FELIX, *Petitioner*.

No. 1 CA-CR 13-0648 PRPC
FILED 3-5-2015

Appeal from the Superior Court in Maricopa County
No. CR2012-006017-001
The Honorable Pamela Hearn Svoboda, Judge

REVIEW GRANTED; RELIEF DENIED

COUNSEL

Maricopa County Attorney's Office, Phoenix
By Diane Meloche
Counsel for Respondent

Jonathan Michael Felix, Florence
Petitioner

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MEMORANDUM DECISION

Judge Patricia A. Orozco delivered the decision of the Court, in which Presiding Judge Samuel A. Thumma and Judge Michael J. Brown joined.

O R O Z C O, Judge:

¶1 Petitioner Jonathan Michael Felix petitions this court for review from the dismissal of his petition for post-conviction relief. We have considered the petition for review and, for the reasons stated below, grant review and deny relief.

¶2 Felix pled guilty to two counts of armed robbery and one count each of aggravated assault, kidnapping and misconduct involving weapons. The trial court sentenced him to 10.5 years' imprisonment for one count of armed robbery and placed him on an aggregate term of four years' probation for the remaining counts.

¶3 Felix now seeks review of the summary dismissal of his second petition for post-conviction relief. We have jurisdiction pursuant to Arizona Rule of Criminal Procedure 32.9.c.

¶4 We deny relief. None of the issues Felix identifies in his petition for review to this court were raised in the petition for post-conviction relief he filed with the trial court. A petition for review may not present issues not first presented to the trial court. *State v. Ramirez*, 126 Ariz. 464, 467 (App. 1980); *State v. Wagstaff*, 161 Ariz. 66, 71 (App. 1988); *State v. Bortz*, 169 Ariz. 575, 577 (App. 1991); Ariz. R. Crim. P. 32.9.c.1(ii).

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¶5 In the petition filed with the trial court, Felix sought copies of a police report, transcripts and various other discovery materials as well as “all evidence” that pertained to his case. These are not cognizable grounds for relief under Rule 32.1.

¶6 For the foregoing reason, grant review and deny relief.



Ruth A. Willingham · Clerk of the Court
FILED : ama