

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UNDER ARIZONA RULE OF THE SUPREME COURT 111(c), THIS DECISION IS NOT PRECEDENTIAL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.

JESUS ANTONIO RAMIREZ-ESPERANO, *Petitioner*.

No. 1 CA-CR 17-0186 PRPC
FILED 11-28-2017

Petition for Review from the Superior Court in Yuma County
No. S1400CR201401207
The Honorable Maria Elena Cruz, Judge

REVIEW GRANTED; RELIEF DENIED

COUNSEL

Yuma County Attorney's Office, Yuma
By Jon R. Smith
Counsel for Respondent

Jesus Antonio Ramirez-Esperano, Kingman
Petitioner

MEMORANDUM DECISION

Presiding Judge Michael J. Brown, Chief Judge Samuel A. Thumma, and
Judge Randall M. Howe delivered the decision of the Court.

STATE v. RAMIREZ-ESPERANO

Decision of the Court

PER CURIAM:

¶1 Petitioner Jesus Antonio Ramirez-Esperano seeks review of the superior court's order denying his petition for post-conviction relief, filed pursuant to Arizona Rule of Criminal Procedure 32.1. This is petitioner's first petition.

¶2 Absent an abuse of discretion or error of law, this court will not disturb a superior court's ruling on a petition for post-conviction relief. *State v. Gutierrez*, 229 Ariz. 573, 577, ¶ 19 (2012). It is petitioner's burden to show that the superior court abused its discretion by denying the petition for post-conviction relief. *See State v. Poblete*, 227 Ariz. 537, ¶ 1 (App. 2011) (petitioner has burden of establishing abuse of discretion on review).

¶3 We have reviewed the record in this matter, the superior court's order denying the petition for post-conviction relief, and the petition for review. We find that petitioner has not established an abuse of discretion.



AMY M. WOOD • Clerk of the Court
FILED: AA