

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UNDER ARIZONA RULE OF THE SUPREME COURT 111(c), THIS DECISION IS NOT PRECEDENTIAL  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

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STATE OF ARIZONA, *Respondent*,

*v.*

TERRANCE A. PHILLIPS, *Petitioner*.

No. 1 CA-CR 20-0521 PRPC  
FILED 5-6-2021

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Appeal from the Superior Court in Coconino County  
No. CR2003-1249  
The Honorable Mark R. Moran, Judge (Retired)

**REVIEW GRANTED; RELIEF DENIED**

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APPEARANCES

Terrance A. Phillips, Florence  
*Petitioner*

STATE v. PHILLIPS  
Decision of the Court

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**MEMORANDUM DECISION**

Presiding Judge D. Steven Williams which Judge Jennifer B. Campbell and Judge James B. Morse Jr. delivered the decision of the Court.

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**PER CURIAM:**

¶1 Petitioner Terrance A. Phillips 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 third 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, 538 ¶ 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. The petitioner has failed to show an abuse of discretion.

¶4 For the foregoing reasons, this court grants review but denies relief.



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