

ARIZONA SUPERIOR COURT, MARICOPA COUNTY

HON. JAMES E MARNER

CASE NO. CR2017-142978-001

DATE: March 11, 2019

STATE OF ARIZONA  
Plaintiff

vs.

GORDON DANIEL ROSE  
Defendant

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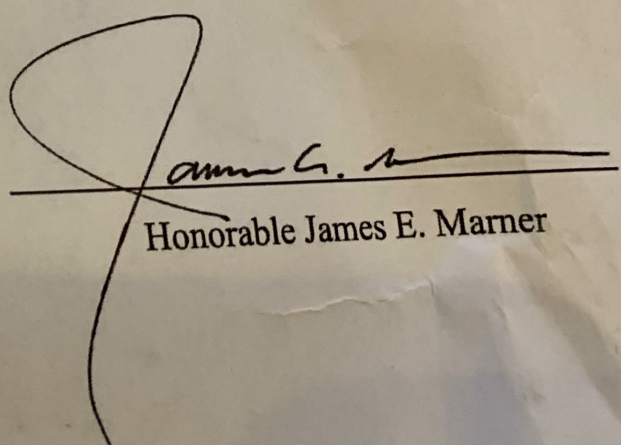
**RULING**

**IN CHAMBERS RULING RE: DEFENDANT'S SECOND MOTION TO MODIFY TERMS OF PROBATION OR, IN THE ALTERNATIVE, DISCHARGE DEFENDANT FROM PROBATION AND DESIGNATE CHARGE A MISDEMEANOR**

The Court has considered defendant's Motion to Modify/ Discharge from Probation. The Court has already received notice from the State that there is no objection. Given the actions of the defendant that led to his conviction, as well as the impact of these actions on the victim and her family, the Court concludes that defendant's request is contrary to the interest of justice.

Accordingly,

**IT IS ORDERED** that defendant's second motion to be discharged from probation and motion to designate matter as misdemeanor is **DENIED**.

  
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Honorable James E. Marner

cc: Hershel Ber, Esq.  
Edward Leiter, Esq.  
Adult Probation Department