

The Order of the Court is stated below:

Dated: December 08, 2018
10:15:35 AM

/s/ Thomas R. Lee
Associate Chief Justice



IN THE SUPREME COURT OF THE STATE OF UTAH

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State of Utah,
Respondent,
v.
Robert S. Apodaca,
Petitioner.

ORDER

Supreme Court Case No. 20180673-SC

Court of Appeals Case No. 20140774-CA

Trial Court Case No. 121911274

This matter is before the court upon a Petition for Writ of Certiorari, filed on August 23, 2018.

The Petition for Writ of Certiorari is granted as to the following issues:

1. Whether the Court of Appeals erred in concluding that the district court did not err in ruling that Petitioner's statements to police were admissible for impeachment purposes if Petitioner elected to testify.
2. Whether the Court of Appeals erred in concluding that Petitioner was not prejudiced by an error in the jury instruction that specified the mental state for accomplice liability for aggravated robbery.

A briefing schedule will be established hereafter. Pursuant to Rule 2 of the Rules of Appellate Procedure, the Court suspends the provision of Rule 26(a) that permits the parties to stipulate to an extension of time to submit their briefs on the merits. The parties shall not be permitted to stipulate to an extension. The parties shall comply with the briefing schedule upon its issuance.

End of Order - Signature at the Top of the First Page