

**The Order of the Court is stated below:**

**Dated:** February 07, 2017  
11:18:47 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.**

**James Raphael Sanchez,  
Petitioner.**

**ORDER**

**Appellate Case No. 20160891-SC**

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This matter is before the court upon a Petition for Writ of Certiorari, filed on October 27, 2016.

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

1. Whether the majority of the panel of the Court of Appeals erred in declining to apply the standard for harmlessness applicable to federal constitutional errors.
2. Whether the majority of the panel of the Court of Appeals erred in its construction and application of the special mitigation statute.

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**