

The Order of the Court is stated below:

Dated: October 04, 2017  
09:40:49 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.**

**Timothy James Trujillo,  
Petitioner.**

**ORDER**

**Supreme Court Case No. 20170615-SC**

**Court of Appeals Case No. 20150468-  
CA**

**Trial Court Case No. 131907893**

This matter is before the court upon a Petition for Writ of Certiorari, filed on August 3, 2017.

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

1. Whether the Court of Appeals erred in interpreting Section 76-8-508.3 of the Utah Code as not requiring communication of a threat to an intended target of that threat.
2. Whether the Court of Appeals erred in affirming the district court's determination that Rule 403 of the Utah Rules of Evidence did not preclude evidence of Petitioner's gang affiliation.

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**