

**Court of Appeals, Division One**

Juvenile

**1 CA-JV 16-0283**

**SHERRI J. v. DCS, T.O.**

**Appellate Case Information**

Case Filed: 25-Jul-2016

Case Closed:

**Dept/Composition**

**Side 1. SHERRI J., Appellant**

(Litigant Group) SHERRI J.

- Sherri J.

**Attorneys for: Appellant**

John L Popilek, Esq. (AZ Bar No. 6947)

**Side 2. DEPARTMENT OF CHILD SAFETY, T.O., Appellee**

(Litigant Group) DCS

- Department of Child Safety

**Attorneys for: Appellee**

JoAnn Falgout, Esq. (AZ Bar No. 15052)

(Litigant Group) T.O.

- T. O.

**Guardian Ad Litem for Child**

Lon S Taubman, Esq. (AZ Bar No. 2619)

**CASE STATUS**

Feb 8, 2017.....Decision Rendered

PREDECESSOR CASE (S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR JD27351	Vacating order allowing to proceed with untimely appeal		Sally Schneider Duncan, Authoring Judge of Order		

**OPEN DUE DATE**

**Petition for Review to ASC due**

**Due By:**

Friday, March 10, 2017

Re: ORDERED: Granting Department of Child Safety's Motion to Dismiss Appeal as Moot and dismissing this appeal. Hon Kenton D Jones - Author

**CASE DECISION**

**08-Feb-2017 ORDER**

ORDERED: Granting Department of Child Safety's Motion to Dismiss Appeal as Moot and dismissing this appeal.

Filed: **08-Feb-2017**

Mandate:

Decision Disposition

**Dismissed**

Kenton Jones.....Author

**24 PROCEEDING ENTRIES**

- 25-Jul-2016 FILED: Notice of Appeal from Maricopa County Superior Court filed 07/21/16 (Grandmother)
- 25-Jul-2016 FILED: Notification of Notice of Appeal Filed (Grandmother)
- 25-Jul-2016 FILED: Minute Entry dated 07/18/2016, re: Oral Argument Hearing in JD27351 - Initial Severance Hearing in JS18544 - Severance Contested by Mother and Father
- 29-Jul-2016 ORDERED: Suspending appeal to/including 08/29/2016. If appellant lodges with juvenile court, on/before 08/15/2016, appropriate written form of order corresponding to unsigned m. e. of 07/08/2016, juvenile court is authorized to sign/file order with clerk of superior court. FURTHER ORDERED if order is lodged/signed, juvenile court shall send certified copy to the court no later than 08/15/2016. FURTHER ORDERED this appeal shall be automatically reinstated by 08/16/2015 without further order. Fred Cole ProTem Judge - Author
- 4-Aug-2016 FILED: DCS's Notice of Change of Counsel; DCS's Certificate of Service for Notice of Change of Counsel (Appellee)
- 9-Aug-2016 FILED: E-Record on Appeal: Instrument/Minute Entries: Combined Exhibits: None

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**24 PROCEEDING ENTRIES**

7. 24-Aug-2016 ORDERED: Transcript coordinator Derrick Platt due date EXTENDED from Wednesday, 08-17-2016 to Tuesday, 09-06-2016 for transcript of proceedings held on 07/08/2016. Barbara Vidal Vaught ProTem Judge - Author
8. 2-Sep-2016 FILED: Reporter Transcript-7/8/16-Oral Argument-Initial Severance Hearing (Thelma Neal)
9. 8-Sep-2016 FILED: Notice of Completion of Record
10. 28-Sep-2016 FILED: Motion for Two-Week Extension for Opening Brief Following Ruling on Motion to Dismiss; Certificate of Service (Appellant)
11. 30-Sep-2016 ORDERED: Motion for Two-Week Extension for Opening Brief Following Ruling on Motion to Dismiss (Appellant) = GRANTED. Due date EXTENDED from Wednesday, 09-28-2016 to Tuesday, 10-18-2016 or dismissal. Fred Cole ProTem Judge - Author
12. 18-Oct-2016 FILED: Guardian's Motion to Transcribe Hearing of July 8, 2016 and Motion for Extension for Opening Brief; Certificate of Service (Appellant)
13. 21-Oct-2016 Granting the motion to supplement and direct transcript coordinator Derrick Platt to prepare transcript of proceedings held on 07/08/2016 no later than 11/09/2016. FURTHER ORDERED extending opening brief to/including 11/29/2016.
14. 29-Nov-2016 FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
15. 27-Dec-2016 FILED: Department of Child Safety's Motion to Dismiss Appeal as Moot; Certificate of Service (Appellee)
16. 27-Dec-2016 FILED: Department of Child Safety's Motion to Stay Briefing Schedule Pending Ruling on Motion to Dismiss; Certificate of Service (Appellee)
17. 28-Dec-2016 ORDERED: Department of Child Safety's Motion to Stay Briefing Schedule Pending Ruling on Motion to Dismiss (Appellee) = GRANTED. Due date EXTENDED from Tuesday, 12-27-2016 to Tuesday, 01-24-2017. Absent compelling circumstances, no further extensions will be granted. Fred Cole ProTem Judge - Author
18. 9-Jan-2017 FILED: Guardian's Response to Motion to Dismiss Appeal as Moot; Certificate of Service (Appellant)
19. 17-Jan-2017 FILED: Department of Child Safety's Motion for One-Day Extension of Time to File Reply Regarding Motion to Dismiss; Certificate of Service (Appellee)
20. 18-Jan-2017 FILED: Department of Child Safety's Reply Regarding Motion to Dismiss Appeal as Moot; Certificate of Service (Appellee)
21. 20-Jan-2017 ORDERED: Department of Child Safety's Motion for One-Day Extension of Time to File Reply Regarding Motion to Dismiss (Appellee) = GRANTED. Accepting brief as filed. Fred Cole ProTem Judge - Author
22. 24-Jan-2017 FILED: Department of Child Safety's Motion to Stay Briefing Schedule Pending Ruling on Motion to Dismiss (Second Request); Certificate of Service (Appellee)
23. 26-Jan-2017 ORDERED: Appellee Department of Child Safety's Motion to Stay Briefing Schedule Pending Ruling on Motion to Dismiss (Second Request) = GRANTED. Due date EXTENDED from Tuesday, 01-24-2017 to Monday, 02-13-2017. Fred Cole ProTem Judge - Author
24. 8-Feb-2017 ORDERED: Granting Department of Child Safety's Motion to Dismiss Appeal as Moot and dismissing this appeal. Hon Kenton D Jones - Author