

**Court of Appeals, Division One**  
**Juvenile**

**1 CA-JV 16-0268**

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

<b>Appellate Case Information</b> Case Filed: 13-Jul-2016 Case Closed:	<b>Dept/Composition</b>
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**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. **Gaurdian Ad Litem for Child**  
Lon S Taubman, Esq. (AZ Bar No. 2619)

**CASE STATUS**

Dec 16, 2016....**Record Complete-Notice Completion Sent**

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR JD27351	Affirmation of Termination of Guardianship		Sally Schneider Duncan, Authoring Judge of Order		

**OPEN DUE DATE**

**Opening Brief due** **Due By:** Thursday, January 5, 2017  
*Re: FILED: Notice of Completion of Record*

**26 PROCEEDING ENTRIES**

1. 13-Jul-2016 FILED: Notice of Appeal from Maricopa County Superior Court filed 07/08/16.
2. 13-Jul-2016 FILED: Notification of Notice of Appeal Filed
3. 13-Jul-2016 FILED: Minute Entry dated 02/01/2016, re: Status Conference/Evidentiary Hearing - Guardianship Terminated
4. 20-Jul-2016 FILED: DCS's Notice of Change of Counsel; DCS's Certificate of Service for Notice of Change of Counsel (Appellee)
5. 27-Jul-2016 FILED: Additional Record on Appeal  
Physical Exhibits:  
Hearing Date: 04/15/2016 - LIST # 1,2,3,4,5,6,7,8,9,10,11,12,13,14,15 In Manila Envelope
6. 27-Jul-2016 FILED: E -Record on Appeal:  
Instrument/Minute Entries: Combined  
Exhibits: None
7. 29-Jul-2016 FILED: Letter, 07/29/2016, to counsel from F. Cole, Staff Attorney re: Untimeliness of Notice of Appeal. If court's tentative conclusion remains unchanged, case could be dismissed as early as possible after 08/18/2016.
8. 17-Aug-2016 FILED: Letter dated 08/09/2016 RE: Late Notice of Appeal from Appellant Trial Counsel
9. 18-Aug-2016 ORDERED: Court reporter Derrick Platt due Dates EXTENDED to 08/28/2016 for transcripts of proceedings held on 01/19/2016, 04/15/2016. Fred Cole ProTem Judge - Author
10. 19-Aug-2016 FILED: Department of Child Safety's Motion to Dismiss Appeal with Prejudice for Lack of Jurisdiction; Certificate of Service (Appellee)
11. 22-Aug-2016 FILED: Reporter's Transcript - 01/19/2016 Status Conference/Evidentiary Hearing (Antoinette Franks)

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12. 7-Sep-2016 FILED: Guardian's Response to Arizona Department of Child Safety's Motion to Dismiss for Lack of Jurisdiction; Certificate of Service; Exhibit A (Appellant)
13. 7-Sep-2016 FILED: Guardian's Motion to Accept her Response to the State's Motion to Dismiss for Lack of Jurisdiction; Certificate of Service (Appellant)
14. 7-Sep-2016 FILED: Guardian's Motion to Strike Arizona Department of Child Safety's Motion to Dismiss; Certificate of Service (Appellant)
15. 12-Sep-2016 ORDERED: Guardian's Motion to Accept her Response to the State's Motion to Dismiss for Lack of Jurisdiction = GRANTED. Accepting the response as filed. Fred Cole ProTem Judge - Author
16. 13-Sep-2016 FILED: DCS's Response to Former Guardian's Motion to Strike DCS's Motion to Dismiss for Lack of Jurisdiction; Certificate of Service (Appellee)
17. 14-Sep-2016 FILED: DCS's Reply to Former Guardian's Response to DCS's Motion to Dismiss for Lack of Jurisdiction; Certificate of Service (Appellee)
18. 3-Oct-2016 ORDERED: Department of Child Safety's Motion to Dismiss Appeal with Prejudice for Lack of Jurisdiction = DENIED. Fred Cole ProTem Judge - Author
19. 3-Oct-2016 ORDERED: Guardian's Motion to Strike Arizona Department of Child Safety's Motion to Dismiss = DENIED. Fred Cole ProTem Judge - Author
20. 11-Oct-2016 FILED: DCS's Motion to Reconsider Denial of Motion to Dismiss for Lack of Jurisdiction or, Alternatively, Motion to Clarify Basis for Exercising Jurisdiction; Certificate of Service (Appellee)
21. 21-Oct-2016 FILED: Motion for One Business Day Extension of Time in Which to Respond to Motion for Reconsideration; Certificate of Service (Appellant)
22. 24-Oct-2016 FILED: Guardian's Response to Arizona Department of Child Safety's Motion for Reconsideration; Docket showing due date; Certificate of Service (Appellant)
23. 25-Oct-2016 FILED: DCS's Reply to Former Guardian's Response to DCS's Motion to Reconsider the Denial of DCS's Motion to Dismiss for Lack of Jurisdiction; Certificate of Service (Appellee)
24. 26-Oct-2016 ORDERED: Granting the Motion for One Business Day Extension of Time to Respond to Motion for Reconsideration and accepting the brief [sic] as filed. Fred Cole ProTem Judge - Author
25. 4-Nov-2016 ORDERED: DCS's Motion to Reconsider Denial of Motion to Dismiss for Lack of Jurisdiction or, Alternatively, Motion to Clarify Basis for Exercising Jurisdiction = DENIED. Hon Kenton D Jones Judge - Author
26. 16-Dec-2016 FILED: Notice of Completion of Record