

Court of Appeals, Division One**Civil - Family Court****1 CA-CV 23-0113 FC****DURAN v. ANDERSON/DURAN****Appellate Case Information**Case Filed: **6-Mar-2023**Case Closed: **29-Mar-2024****Decision****Dept/Composition****Department A**

Hon. Angela K Paton

Hon. Michael S Catlett

Hon. James B Morse

Side 1. In re the Matter of:**DANIELLE T. DURAN, Petitioner/Appellee****(Litigant Group) DANIELLE T. DURAN**

• Danielle Duran

PRO SE

Side 2. ERIC ANDERSON, Respondent/Appellant**(Litigant Group) ERIC ANDERSON**

• Eric Anderson

Attorneys for: Respondent/Appellant

Heather C Wellborn, Esq. (AZ Bar No. 24587)

Russell Woemmel, Esq. (AZ Bar No. 37697)

Anita Dale, Esq. (AZ Bar No. 32610)

Side 3. VINCENT DURAN AND SUZANNE DURAN, Intervenor/Appellee**(Litigant Group) VINCENT DURAN AND SUZANNE DURAN**

• Vincent Duran

Attorneys for: Intervenor/Appellees

Melinda Silk, Esq. (AZ Bar No. 19595)

• Suzanne Duran

CASE STATUS**Mar 29, 2024....Case Closed**

PREDECESSOR CASE(S)		Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MOH	S8015DO201700209	Legal Decision Making, Parenting Time, Child Support and Grandparents Rights		Rick A Williams, Authoring Judge of Order		

CASE DECISION**20-Feb-2024 MEMORANDUM DECISION**

Michael Catlett.....Author

Angela Paton.....Concur

James Morse.....Concur

Filed: **20-Feb-2024**Mandate: **29-Mar-2024**

Decision Disposition

Affirmed**42 PROCEEDING ENTRIES**

- 6-Mar-2023 FILED: Index of Record, Notice of Appeal from Mohave County Superior Court filed 02/14/23
- 6-Mar-2023 FILED: e-Record on Appeal:
Instruments/Minute Entries
e-Exhibits; Hearing Date 3/6/23 E1, E2, E3, E13, E4, E5, E6, E7, E8, E9, E10, E11, E12, E14, E15, E16, E17, E18, E19, E20, E21, E22, E23, E24, E25, E26, E27, E28, E29, E30, E31, E32, E33, E34, E35, E36, E37, E38, E39, E40, E41, E42, E43, E44, E45, E46, E47, E48, E49, E50, E51, E52, E53, E54, E55, E56, E57, E58, E59, E60, E61, E62, E63, E64, E65, E66, E67, E68, E69, E70, E71, E72, E73, E74, E75, E76, E77, E78, E79, E80, E81, E82, E83, E84, E85, E86, E87, E88, E89, E90, E91, E92, E93, E94, E95, E96, E97, E98, E99, E100, E101, E102, E103, E104, E105, E106, E107, E108, E109, E110, E111, E112, E113, E114, E115, E116, E117, E118, E119, E120, E121, E122, E123, E124, E125, E127, E128, E129, E130, E131, E132, E133, E135, E136, E137, E138, E139, E140, E141, E142, E143, E144, E145, E146, E147

Digital Exhibits: Petitioner Hearing Date 9/6/22 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48 Respondent Hearing Date 9/8/22 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97 Intervenor Hearing Date 9/12/22 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38

Court of Appeals, Division One**Civil - Family Court****1 CA-CV 23-0113 FC****DURAN v. ANDERSON/DURAN****42 PROCEEDING ENTRIES**

3.	6-Mar-2023	FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4.	13-Mar-2023	FILED: Disc (Certified Copy of Exhibit #75)
5.	13-Mar-2023	FILED: Disc (Certified Copy of Exhibit #134)
6.	13-Mar-2023	FILED: Disc (Certified Copy of Exhibit #126)
7.	15-Mar-2023	FILED: Returned US Mail, Appellate Clerk Notice filed 3/6/23, addressed to Danielle T. Duran, Attempted - Not Known/Unable to Forward
8.	22-Mar-2023	FILED: Notice of Paying Filing Fee; Certificate of Service (Appellant)
9.	27-Mar-2023	FILED: Appellant's Case Management Statement Pursuant to A.R.C.A.P. Rule 12(d) (Appellant)
10.	28-Mar-2023	RECEIPT No.: 2023-00298 ; \$280.00, Authorization: #87009309379, Applied to: ERIC ANDERSON - Class A Filing Fee (\$280.00) Paid for: Law Offices of Heather C Wellborn PC - By nCourt LLC
11.	29-Mar-2023	FILED: Appellant's Amended Case Management Statement Pursuant to A.R.C.A.P. Rule 12(d) (Appellant)
12.	30-Mar-2023	FILED: Notice of Appearance; Certificate of Service (Appellee Danielle Duran)
13.	30-Mar-2023	FILED: Appellant's Notice of Filing September 16, 2022 and October 7, 2022 Transcripts; Certificate of Service (Appellant)
14.	30-Mar-2023	FILED: Reporter's Transcript - 09/16/2022 - Evidentiary Hearing (Dawn Duffey) (Appellant)
15.	30-Mar-2023	FILED: Reporter's Transcript - 10/07/2022 - Evidentiary Hearing (Dawn Duffey) (Appellant)
16.	3-Apr-2023	FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief Due
17.	4-Apr-2023	ORDERED: (per Sorensen v. Farmers) staying appeal to/including 05/04/2023. Signed order with certification of finality pursuant to Rule 78(c) due within 10 days after its entry. If appeal reinstated by filing of signed order, opening brief due 06/05/2023. Melina Brill ProTem Judge - Author
18.	5-Apr-2023	RECEIPT No.: 2023-00329 ; \$140.00, Authorization: #95012043242, Applied to: DANIELLE T. DURAN - Class B Filing Fee (\$140.00) Paid for: DANIELLE T. DURAN - By nCourt LLC
19.	5-Apr-2023	RECEIPT No.: 2023-00332 ; \$140.00, Authorization: #95012043242, Applied to: DANIELLE T. DURAN - Class B Filing Fee (\$140.00) Paid for: Aspey Watkins & Diesel, PLLC - By nCourt LLC (Memo: x-ref 2023-00329)
20.	5-Apr-2023	VOID RECEIPT No.: 2023-00329 - \$-140.00, Authorization: #95012043242, - Applied to: DANIELLE T. DURAN - Class B Filing Fee (\$-140.00) Paid for: DANIELLE T. DURAN - By: nCourt LLC VOID Reason: X-Ref: 2023-00332. incorrect paid by. ala
21.	28-Apr-2023	FILED: Supplemented Superior Court e-Record with Revised Index of Record
22.	1-May-2023	FILED: Additional Minute Entry filed 4/25/23 re: Rule 78(c)
23.	4-May-2023	FILED: Appellant's Motion to Continue Stay of Appeal; Certificate of Service (Appellant)
24.	8-May-2023	ORDERED: Appellant's Motion to Continue Stay of Appeal (Appellant) = GRANTED and continuing the stay of this appeal until 06/02/2023, to allow the superior court to consider a motion by appellant for a signed order ruling on the motion to alter or amend. FURTHER ORDERED: Directing the clerk of the superior court to transmit a certified copy of the ruling within 10 days after its entry, marked for filing in this appeal. The stay will be lifted automatically when this court receives the signed order. FURTHER ORDERED: The stay will be lifted automatically on 06/02/2023, unless before that date appellant files a motion to continue the stay. If appellant does not file a motion to continue the stay and the superior court has not entered a signed order, this court will dismiss this appeal. FURTHER ORDERED: If this court has received a signed order before 06/02/2023, the opening brief is due on 07/03/2023. Melina Brill ProTem Judge - Author
25.	5-Jun-2023	FILED: Supplemented Superior Court e-Record with Revised Index of Record
26.	9-Jun-2023	FILED: Copy of Mohave County Superior Minute Entry Filed 06/02/2023 re: Motion to Stay Contempt and Enforcement Proceedings
27.	13-Jun-2023	ORDERED: Affirming the 07/03/2023 due date for the opening brief. If the brief is not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author
28.	3-Jul-2023	FILED: Respondent/Appellant, Eric Anderson (Opening Brief); Certificate of Compliance; Certificate of Service (Appellant)
29.	14-Aug-2023	FILED: Notice Of Appearance And Motion To Extend Time To File Answering Brief; Certificate Of Service Of Notice Of Apperance [sic] And Motion To Extend Time To File Answering Brief (Appellees Vincent and Suzanne Duran)

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30. 15-Aug-2023 ORDERED: Notice Of Appearance And Motion To Extend Time To File Answering Brief (Appellees Vincent and Suzanne Duran) = GRANTED and extending all answering brief due dates EXTENDED from Monday, 08-14-2023 to Friday, 10-13-2023. No further extension will be granted. If briefs are not timely filed, court will submit appeal on record and filed briefs. Melina Brill ProTem Judge - Author
31. 18-Aug-2023 RECEIPT No.: 2023-00783 ; \$140.00, Authorization: #30009265930, Applied to: VINCENT DURAN AND SUZANNE DURAN - Class B Filing Fee (\$140.00) Paid for: Silk Law Office - By nCourt LLC
32. 12-Oct-2023 FILED: Intervenor/Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellees Vincent and Suzanne Duran)
33. 20-Oct-2023 ORDERED: Upon filing of the reply brief, this appeal will be submitted for decision on the record and the filed briefs. Melina Brill ProTem Judge - Author
34. 6-Nov-2023 FILED: Respondent/Appellant, Eric Anderson (Reply Brief); Certificate of Compliance; Certificate of Service (Appellant)
35. 28-Nov-2023 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
36. 12-Dec-2023 FILED: Supplemented Superior Court e-Record with Revised Index of Record
37. 21-Dec-2023 CLNDR: CONFERENCE, Department A, 2-6-24, CONFERENCE ROOM.
38. 23-Jan-2024 FILED: Application for Withdrawal as Counsel for Appellee; Certificate of Service (Petitioner/Appellee)
39. 5-Feb-2024 ORDERED: Application for Withdrawal as Counsel for Appellee (Petitioner/Appellee) = GRANTED and allowing Michael J. Wozniak and the law office of Aspey, Watkins & Diesel PLLC to withdraw as counsel of record for Petitioner/Appellee. Hon Angela K Paton - Author
40. 20-Feb-2024 MEMORANDUM DECISION (Affirmed) Hon Michael S Catlett - Author; Hon Angela K Paton - Concur; Hon James B Morse Jr. - Concur
41. 20-Feb-2024 FILED: Decision Distribution Notification
42. 29-Mar-2024 FILED: Mandate, Physical record to clerk, Mohave County Superior Court.