

Court of Appeals, Division One

Civil - Family Court

1 CA-CV 23-0634 FC

LUNA v. PEINADO

Appellate Case Information

Case Filed: 12-Oct-2023

Case Closed:

Dept/Composition

Department C

Hon. Paul J McMurdie
Hon. Maria Elena Cruz
Hon. Cynthia J Bailey

Side 1. In re the Matter of:

MARTHA CECILIA LUNA, Petitioner/Appellee

(Litigant Group) MARTHA CECILIA LUNA

• Martha Cecilia Luna

PRO SE

Side 2. ERNESTO LUNA PEINADO, Respondent/Appellant

(Litigant Group) ERNESTO LUNA PEINADO

• Ernesto Luna Peinado

Attorneys for: Respondent/Appellant

Joseph T Stewart, Esq. (AZ Bar No. 22047)

CASE STATUS

May 16, 2024....Decision Rendered

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR FN2019-005470	Motion to Alter or Amend		Michelle Carson, Authoring Judge of Order		

2 OPEN DUE DATES

Motion for Reconsideration due

Due By:

Friday, May 31, 2024

Re: MEMORANDUM DECISION (Vacated, Remanded) Hon Paul J McMurdie - Author; Hon Maria Elena Cruz - Concur; Hon Cynthia J Bailey - Concur

Petition for Review to ASC due

Due By:

Monday, June 17, 2024

Re: MEMORANDUM DECISION (Vacated, Remanded) Hon Paul J McMurdie - Author; Hon Maria Elena Cruz - Concur; Hon Cynthia J Bailey - Concur

CALENDAR

Wednesday MONTHLY COURT CASE CALENDAR
8-May-2024 Department C; CONFERENCE ROOM

Mixed

CASE DECISION

16-May-2024 MEMORANDUM DECISION

Paul McMurdie.....Author
Maria Cruz.....Concur
Cynthia Bailey.....Concur

Filed: 16-May-2024

Mandate:

Decision Disposition

Vacated
Remanded

22 PROCEEDING ENTRIES

- 12-Oct-2023 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 09/13/23
- 12-Oct-2023 FILED: e-Record on Appeal:
Instruments/Minute Entries
Digital Exhibits: Petitioner 5/18/23 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 15, 18, 20, 21 Respondent 5/18/23 1
- 12-Oct-2023 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
- 13-Oct-2023 FILED: Notice of Payment of Filing Fee; Certificate of Service (Appellant)
- 19-Oct-2023 RECEIPT No.: 2023-00987 ; \$280.00, Authorization: #92006497238, Applied to: ERNESTO LUNA PEINADO - Class A Filing Fee (\$280.00) Paid for: Law Office of Joseph T Stewart PLLC - By nCourt LLC

Court of Appeals, Division One**Civil - Family Court****1 CA-CV 23-0634 FC****LUNA v. PEINADO****22 PROCEEDING ENTRIES**

6.	20-Oct-2023	FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief/Case Management Statement Due
7.	23-Oct-2023	FILED: Case Management Statement; Certificate of Service (Appellant)
8.	23-Oct-2023	FILED: Supplemented Superior Court e-Record with Revised Index of Record
9.	25-Oct-2023	ORDERED: (per Sorensen v. Farmers) staying appeal until 11/28/2023. 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 12/28/2023. Melina Brill ProTem Judge - Author
10.	27-Oct-2023	FILED: Copy of Maricopa County Superior Court ME dated 10/25/2023 re: Nunc Pro Tunc
11.	27-Oct-2023	FILED: Amended Appellate Clerk Notice re: No Appellee's Fee Due; Appellant's Brief/Case Management Statement Due
12.	6-Nov-2023	FILED: Supplemented Superior Court e-Record with Revised Index of Record [includes signed Nunc Pro Tunc order filed 10/25/2023 re: Rule 78(c) judgment]
13.	28-Dec-2023	FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
14.	28-Dec-2023	FILED: Appellants' Appendix to Opening Brief (Appellant)
15.	16-Feb-2024	ORDERED: Submitting this appeal for decision on the record and the opening brief. Melina Brill ProTem Judge - Author
16.	28-Feb-2024	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
17.	8-Mar-2024	FILED: Supplemented Superior Court e-Record with Revised Index of Record
18.	26-Mar-2024	CLNDR: CONFERENCE, Department C, 5-8-24, CONFERENCE ROOM.
19.	3-Apr-2024	ORDERED: Directing Appellant to file the transcript (05/18/2023 evidentiary hearing) with the clerk of court by 05/03/2024. Hon Paul J McMurdie - Author
20.	3-Apr-2024	FILED: Notice of Lodging Transcript; Certificate of Service; Reporter's Transcript - 05/18/2023 - Proceedings (Diane Otto) (Appellant)
21.	16-May-2024	MEMORANDUM DECISION (Vacated, Remanded) Hon Paul J McMurdie - Author; Hon Maria Elena Cruz - Concur; Hon Cynthia J Bailey - Concur
22.	16-May-2024	FILED: Decision Distribution Notification