

Court of Appeals, Division One

Juvenile

1 CA-JV 23-0051

IN RE TERM OF PARENTAL RIGHTS AS TO D.R.

Appellate Case Information

Case Filed: 23-Feb-2023

Case Closed:

Dept/Composition

Department E

Hon. James B Morse Jr.
Hon. Cynthia J Bailey
Hon. Brian Y Furuya

Side 1. DAMIEN R., Appellant

(Litigant Group) DAMIEN R.

- Damien R.

Attorneys for: Appellant

Florence M Bruemmer, Esq. (AZ Bar No. 19691)

Side 2. DEPARTMENT OF CHILD SAFETY, D.R., Appellee

(Litigant Group) DCS

- Department of Child Safety

Attorneys for: Appellee DCS

Brian Coffman, Esq. (AZ Bar No. 34580)

(Litigant Group) D.R.

- D. R.

Attorneys for: Appellee Child

Christopher M Mathers, Esq. (AZ Bar No. 24214)

David Knox, Esq. (AZ Bar No. 31733)

CASE STATUS

Feb 5, 2024.....Pending in ASC

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
YAV P1300JD202100012	Termination of Parental Rights		Anna C Young, Authoring Judge of Order		

DESCENDENT CASE(S)

ASC CV-24-0022-PR

CASE DECISION

30-Jan-2024 MEMORANDUM DECISION

James Morse Jr.....Author
Cynthia Bailey.....Concur
Brian Furuya.....Concur

Filed: 30-Jan-2024 Mandate:

Decision Disposition

Affirmed

30 PROCEEDING ENTRIES

- 23-Feb-2023 FILED: Notice of Appeal from Yavapai County Superior Court filed 02/08/23.
- 23-Feb-2023 FILED: E-Record on Appeal: P1300JD202100012
Instrument/Minute Entries: Combined
Exhibits: Hearing Date: 02/06/2023 - LIST # 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
- 27-Feb-2023 FILED: Appellate Clerk Notice (606(b))
- 1-Mar-2023 FILED: DCS's Notice of Change of Counsel; DCS's Certificate of Service for Notice of Change of Counsel (Appellee)
- 1-Mar-2023 FILED: Court Reporter Lisa Chaney Request for Extension of Time
- 2-Mar-2023 ORDERED: Court Reporter Lisa Chaney Request for Extension of Time = GRANTED/ extending the deadline from 03/10/2023 to 04/10/2023, for court reporter Lisa Chaney to file the transcript of the proceedings held on 02/06/2023. Absent unforeseen and extraordinary circumstances, the court will not grant another extension request. Amber E Pershon ProTem Judge - Author
- 23-Mar-2023 FILED: Supplemented Superior Court e-Record with Revised Index of Record
- 5-Apr-2023 FILED: Reporter's Transcript - 02/06/2023 - Hearing on Contested Adjudication on Petition for Severance (Mina G. Hunt)

Court of Appeals, Division One**Juvenile****1 CA-JV 23-0051****IN RE TERM OF PARENTAL RIGHTS AS TO D.R.****30 PROCEEDING ENTRIES**

9.	11-Apr-2023	FILED: Notice of Completion of Record
10.	25-Apr-2023	FILED: Motion for Modification of Briefing Schedule; Certificate of Service (Appellant)
11.	26-Apr-2023	ORDERED: Motion for Modification of Briefing Schedule (Appellant) = GRANTED. Due date EXTENDED from Monday, 05-01-2023 to Wednesday, 05-31-2023. The court will not grant any further extension absent extraordinary circumstances. Amber E Pershon ProTem Judge - Author
12.	31-May-2023	FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
13.	19-Jun-2023	FILED: Motion for Procedural Order: DCS's Motion for Extension of Time to File Answering Brief; Certificate of Service (Appellee)
14.	20-Jun-2023	ORDERED: Motion for Procedural Order: DCS's Motion for Extension of Time to File Answering Brief (Appellee DCS) = GRANTED. Due date EXTENDED from Monday, 06-26-2023 to Wednesday, 07-26-2023. The court will not grant any further extension absent extraordinary circumstances. Amber E Pershon ProTem Judge - Author
15.	22-Jun-2023	FILED: DCS's Notice of Change of Counsel; DCS's Certificate of Service for Notice of Change of Counsel (Appellee DCS)
16.	26-Jul-2023	FILED: Appellee Department of Child Safety's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee DCS)
17.	3-Aug-2023	FILED: Appellant's Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
18.	26-Aug-2023	CLNDR: CONFERENCE, Department E, 10-26-23, CONFERENCE ROOM.
19.	29-Aug-2023	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
20.	7-Sep-2023	FILED: Supplemented Superior Court e-Record with Revised Index of Record (P1300JD202100012)
21.	11-Sep-2023	FILED: DCS's Motion to Suspend Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Motion for a Procedural Order); Certificate of Service (Appellee DCS)
22.	14-Sep-2023	ORDERED: Granting the motion and staying this appeal until 11/13/2023. FURTHER ORDERED: revesting jurisdiction in the Yavapai County Superior Court and authorizing that court to rule on any motions made by the parties regarding the above matters. FURTHER ORDERED: directing the clerk of the superior court to transmit a certified copy of the court's rulings to this court by 11/13/2023. FURTHER ORDERED: the stay will be lifted automatically on 11/14/2023, unless before that date DCS files a motion to continue the stay of this appeal that describes the status of the superior court proceedings. FURTHER ORDERED: vacating the conference set for Thursday, 10/26/2023. The conference will be reset by further order. Hon James B Morse Jr. - Author
23.	4-Oct-2023	FILED: Supplemented Superior Court e-Record with Revised Index of Record (P1300JD202100012)
24.	13-Nov-2023	ORDERED: Lifting the stay of this appeal. FURTHER ORDERED: If appellant wishes to appeal the superior court's 09/19 ruling, he must file a timely notice of appeal in accordance with Arizona Rule of Procedure for the Juvenile Court 603(a). If appellant wishes to move this court to supplement the opening brief or the record on appeal based on the 09/19 ruling, he must do so by 11/24/2023. Hon James B Morse Jr. - Author
25.	30-Jan-2024	MEMORANDUM DECISION (Affirmed) Hon James B Morse Jr. - Author; Hon Cynthia J Bailey - Concur; Hon Brian Y Furuya - Concur
26.	30-Jan-2024	FILED: Decision Distribution Notification
27.	30-Jan-2024	FILED: Notice of Juvenile Rule 609
28.	31-Jan-2024	FILED: Notice of Intent to File Petition for Review; Certificate of Service (Appellant)
29.	5-Feb-2024	FILED: Email Notice from ASC re: Petition for Review filed 02/05/2024; request for partial record
30.	6-Feb-2024	FILED: Letter forwarding partial record to Arizona Supreme Court