

Court of Appeals, Division One

Juvenile

1 CA-JV 23-0209

IN RE TERM OF PARENTAL RIGHTS AS TO J.G.

Appellate Case Information

Case Filed: 16-Nov-2023

Case Closed:

Dept/Composition

Department C

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

Side 1. EDWARD A., Appellant

(Litigant Group) EDWARD A.

- Edward A.

PRO SE

Advisory Counsel for: Appellant

Thomas A Vierling, Esq. (AZ Bar No. 14286)

Side 2. DEPARTMENT OF CHILD SAFETY, J.G., Appellee

(Litigant Group) DCS

- Department of Child Safety

Attorneys for: Appellee DCS

Thomas K Sanders, Esq. (AZ Bar No. 20659)

(Litigant Group) J.G.

- J. G.

Attorneys for: Appellee Child

Kristen A Rothman, Esq. (AZ Bar No. 29747)

CASE STATUS

May 14, 2024...Decision Rendered

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR JD41866	Termination of Parental Rights		Marischa Hope Gilla, Authoring Judge of Order		

2 OPEN DUE DATES

Notice of Intent to File Petition for Review Due

Due By:

Wednesday, May 29, 2024

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

Petition for Review to ASC due

Due By:

Thursday, June 13, 2024

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

CALENDAR

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

Mixed

CASE DECISION

14-May-2024 MEMORANDUM DECISION

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

Filed: 14-May-2024

Mandate:

Decision Disposition

Affirmed

24 PROCEEDING ENTRIES

- 16-Nov-2023 FILED: Notice of Appeal from Maricopa County Superior Court filed 11/14/2023 and Notification of Notice of Appeal Filed.
- 16-Nov-2023 FILED: Appellate Clerk Notice (606(b))
- 20-Nov-2023 FILED: DCS's Notice of Change of Counsel; DCS's Certificate of Service for Notice of Change of Counsel (Appellee DCS)
- 1-Dec-2023 FILED: Reporter's Transcript - 10/19/2023 - Contested Severance Hearing (Tamara Bentzur, Hana Copperman, Janice Penfield)

Court of Appeals, Division One**Juvenile****1 CA-JV 23-0209****IN RE TERM OF PARENTAL RIGHTS AS TO J.G.****24 PROCEEDING ENTRIES**

5. 1-Dec-2023 FILED: E-Record on Appeal: JD41866
Instrument/Minute Entries: Combined
Exhibits:
Hearing Date: 08/17/2022 - LIST # E1
Hearing Date: 09/22/2022 - LIST # E1 E2
Hearing Date: 10/19/2023 - LIST # E1 E2 E3 E4 E5 E6 E7 E8 E9 E10 E11 E12 E13 E14 E15 E16 E17 E18 E19 E20 E21 E22
E23 E24 E25 E26 E27 E28 E29 E30 E32 E33 E34 E38 E39 E41 E42 E44 E45 E47 E48 E49 E52 E53 E54 E56
Hearing Date: 01/30/2024 - LIST # E1 E2
6. 1-Dec-2023 FILED: Notice of Completion of Record
7. 21-Dec-2023 FILED: Notice and Avowal in Lieu of Opening Brief as to Appellant Edward A.; Certificate of Service for Notice and Avowal in Lieu of Opening Brief as to Appellant Edward A. (Appellant)
8. 22-Dec-2023 ORDERED: Granting appellant's extension request. Appellant may file an opening brief on or before 01/08/2024. See Ariz. R.P. Juv. Ct. 607(e)(3). The court will grant no further extensions absent extraordinary circumstances. See Ariz. R.P. Juv. Ct. 607(e)(3). If appellant does not timely file an opening brief, the court will dismiss this appeal based on counsel's notice under Rule 607(e)(4). FURTHER ORDERED: Thomas A. Vierling remains appointed, but only as appellant's advisory counsel. Advisory counsel is an attorney who is retained merely to give advice or answer questions regarding specific issues, rather than taking the lead and actively participating in a case. FURTHER ORDERED: Directing the clerk of the court to designate Thomas A. Vierling as advisory counsel for appellant. Barbara Vidal Vaught ProTem Judge - Author
9. 2-Jan-2024 FILED: Returned US Mail, Order Extending Time to File Opening Brief and Designating Counsel as Advisory Only dated 12/22/2023, addressed to Edward A., Return to Sender, Insufficient Address, Unable to Forward
10. 8-Jan-2024 FILED: Appellant's Opening Brief (Appellant Pro Per)
11. 8-Jan-2024 ORDERED: Accepting the opening brief filed on 01/08/2024. FURTHER ORDERED: Advisory counsel for appellant Edward A. must serve the other parties with a copy of appellants opening brief by 01/22/2024. Patrick Philippe Lacroix ProTem Judge - Author
12. 16-Jan-2024 FILED: Returned US Mail, Order Accepting Opening Brief dated 01/08/2024, addressed to Edward A., Return to Sender, Insufficient Address, Unable to Forward, Return to Sender.
13. 17-Jan-2024 FILED: Advisory Counsel's Notice of Service of Appellant's Opening Brief; Certificate of Service for Advisory Counsel's Notice of Service of Appellant's Opening Brief (Appellant)
14. 30-Jan-2024 FILED: DCS's Motion for First Extension of Time to File Answering Brief (Motion for Procedural Order); Certificate of Service for DCS's Motion for First Extension of Time to File Answering Brief (Appellee)
15. 2-Feb-2024 ORDERED: DCS's Motion for First Extension of Time to File Answering Brief = GRANTED. Due date EXTENDED from Monday, 02-12-2024 to Monday, 03-04-2024. The court will not grant any further extension absent extraordinary circumstances. Patrick Philippe Lacroix ProTem Judge - Author
16. 7-Feb-2024 FILED: DCS's Notice of Change of Counsel; DCS's Certificate of Service for Notice of Change of Counsel (Appellee DCS)
17. 9-Feb-2024 FILED: Returned US Mail, Order Extending Time to File Answering Brief dated 02/02/2024, addressed to Edward A., Return to Sender, Insufficient Address, Unable to Forward
18. 4-Mar-2024 FILED: Appellee Department of Child Safety's Answering Brief; Department of Child Safety's Certificate of Compliance; DCS's Certificate of Service (Appellee DCS)
19. 26-Mar-2024 CLNDR: CONFERENCE, Department C, 5-8-24, CONFERENCE ROOM.
20. 29-Mar-2024 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
21. 8-Apr-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record (JD41866)
22. 14-May-2024 MEMORANDUM DECISION (Affirmed) Hon Cynthia J Bailey - Author; Hon Paul J McMurdie - Concur; Hon Maria Elena Cruz - Concur
23. 14-May-2024 FILED: Decision Distribution Notification
24. 14-May-2024 FILED: Notice of Juvenile Rule 609