

# Court of Appeals, Division One

## Special Action

**1 CA-SA 23-0204**

**WEAVER v. HON LEMAIRE/STATE**

### Appellate Case Information

Case Filed: 19-Oct-2023

Case Closed:

### Dept/Composition

#### Department F

Hon. Jennifer B Campbell  
Hon. Kent E Cattani  
Hon. Anni Hill Foster

### Side 1. JOSEPH WEAVER, Petitioner

(Litigant Group) WEAVER

- Joseph Andrew Weaver

#### Attorney for: Petitioner

Zachary Stern, Esq. (AZ Bar No. 37268)

### Side 2. THE HONORABLE KERSTIN LEMAIRE, Judge of the SUPERIOR COURT OF THE STATE OF ARIZONA, in and for the County of MARICOPA,

Respondent Judge,

STATE OF ARIZONA,

Real Party in Interest., Respondent

(Litigant Group) HON LEMAIRE

- Hon. Kerstin G LeMaire, Respondent Judge

(Litigant Group) STATE

- State of Arizona, Real Party in Interest

#### Attorney for: Real Party in Interest

Faith Cheree Klepper, Esq. (AZ Bar No. 18444)

### CASE STATUS

Nov 30, 2023....Under Advisement

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR	CR2023-106173-001		Kerstin G LeMaire, Authoring Judge of Order		

### CALENDAR

Thursday MONTHLY COURT CASE CALENDAR

IC Cases

30-Nov-2023 Department F; COURTROOM 1

11:00 AM WEAVER..... 10 mins.  
STATE..... 10 mins.

### PENDING MATTER

#### Petition for Special Action

Filed: 19-Oct-2023

Motion to Accept Emergency Notice and to Extend Jurisdiction (Petitioner)

### 13 PROCEEDING ENTRIES

- 13-Oct-2023 ORDERED: Motion to Accept Emergency Notice and to Extend Jurisdiction (Petitioner) = directing the Clerk of this Court to (see order). FURTHER ORDERED: This Court will not take further action on Petitioner's motion in the current special action case, 1 CA-SA 23-0164. FURTHER ORDERED: Oral argument will be scheduled under the new case number in due course. Hon Jennifer B Campbell - Author (Filed in 1 CA-SA 23-0164)
- 19-Oct-2023 FILED: Motion to Accept Emergency Notice and to Extend Jurisdiction; Certificate of Service (Petitioner)
- 19-Oct-2023 FILED: Real Party in Interest's Response to Petitioner's Emergency Notice and Motion to Accept Emergency Notice and to Extend Jurisdiction; Certificate of Service (Real Party in Interest)
- 19-Oct-2023 FILED: Petitioner's Reply To Emergency Notice And Motion To Extend Jurisdiction And Reconsider In Light Of Trial Court's Remand Findings; Certificate of Service (Petitioner)
- 19-Oct-2023 FILED: Appellate Clerk Notice Re: Special Action assigned to Dept. F, Judges Campbell, Cattani, Foster
- 19-Oct-2023 ORDERED: Setting oral argument on 11/30/2023 at 11:00 am in Courtroom 1. Hon Jennifer B Campbell - Author
- 19-Oct-2023 FILED: Motion to Reset Oral Argument; Certificate of Service (Petitioner)

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**Special Action**

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**WEAVER v. HON LEMAIRE/STATE**

**13 PROCEEDING ENTRIES**

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| 8.  | 27-Oct-2023 | FILED: Motion to Withdraw Motion to Reset Oral Argument; Certificate of Service (Petitioner)   |
| 9.  | 27-Oct-2023 | FILED: Real Party in Interest's Notice of Supplemental Authority; Certificate of Service (Real Party in Interest)  |
| 10. | 27-Oct-2023 | ORDERED: Motion to Withdraw Motion to Reset Oral Argument (Petitioner) = GRANTED. FURTHER ORDERED: Motion to Reset Oral Argument (Petitioner) = DENIED as moot. Hon Jennifer B Campbell - Author |
| 11. | 8-Nov-2023  | FILED: Return Receipt Re Oral Argument, signed by Faith Klepper, on 10/19/23 (Real Party in Interest)  |
| 12. | 10-Nov-2023 | FILED: Return Receipt Re Oral Argument -- signed by Zachary Stern (Petitioner)   |
| 13. | 30-Nov-2023 | FILED: Sign-in Sheet/Case is Under Advisement as of 11/30/23   |