

**Court of Appeals, Division One**

**Juvenile**

**1 CA-JV 23-0139**

**IN RE TERM OF PARENTAL RIGHTS AS TO A.C. et al.**

**Appellate Case Information**

Case Filed: 12-Jul-2023

Case Closed:

**Dept/Composition**

**Side 1. OSCAR M., Appellant**

**(Litigant Group) OSCAR M.**

- Oscar M.

**Attorneys for: Appellant**

Suzanne W Sanchez, Esq. (AZ Bar No. 14091)

**Side 2. DEPARTMENT OF CHILD SAFETY, A.C., E.C., K.C., L.L., WICHITA TRIBE, Appellee**

**(Litigant Group) DCS**

- Department of Child Safety

**Attorneys for: Appellee DCS**

Jennifer L Thorson, Esq. (AZ Bar No. 25789)

**(Litigant Group) A.C., E.C., K.C., L.L.**

- A. C.
- E. C.
- K. C.
- L. L.

**Attorneys for: Appellee Children**

Jamie N Myers, Esq. (AZ Bar No. 27671)

H Clark Jones, Esq. (AZ Bar No. 29834)

**(Litigant Group) WICHITA AND AFFILIATED TRIBES**

- Wichita and Affiliated Tribes

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR JD531290	Termination of Parental Rights		Marvin L Davis, Authoring Judge of Order		
MAR JS520444	Termination of Parental Rights		Marvin L Davis, Authoring Judge of Order		

**OPEN DUE DATE**

**Transcript due**

**Due By:**

Monday, June 3, 2024

Transcript for 04/10/2024 by Reporter Ken Crenshaw due.

**30 PROCEEDING ENTRIES**

- 12-Jul-2023 FILED: Notice of Appeal from Maricopa County Superior Court filed 07/07/2023 and Notification of Notice of Appeal Filed
- 17-Jul-2023 FILED: Appellate Clerk Notice (606(b))
- 19-Jul-2023 FILED: DCS's Notice of Change of Counsel; DCS's Certificate of Service for Notice of Change of Counsel (Appellee DCS)
- 21-Jul-2023 ORDERED: Supplementing the record by including the record and exhibits from JS520444. FURTHER ORDERED: directing the Clerk of the Maricopa County Superior Court to forward to this court by 08/10/2023 a certified copy of the record and exhibits from JS520444, marked for filing in this appeal. Amber E Pershon ProTem Judge - Author
- 26-Jul-2023 FILED: E-Record on Appeal: JD531290  
Instrument/Minute Entries: Combined  
Exhibits:  
Hearing Date: 08/05/2021 - LIST # E1  
Hearing Date: 10/07/2021 - LIST # E1  
Hearing Date: 03/31/2022 - LIST # E1  
Hearing Date: 06/10/2022 - LIST # E1 E2 E3
- 26-Jul-2023 FILED: E-Record on Appeal: JS520444  
Instrument/Minute Entries: Combined  
Exhibits: Hearing Date: 01/19/2023 - LIST # E8 E9 E10 E11 E12 E13 E14 E15 E16 E17 E20
- 9-Aug-2023 FILED: Court Reporter Kimberly C. McCright Request for Extension of Time
- 10-Aug-2023 ORDERED: Court Reporter Kimberly C. McCright Request for Extension of Time = GRANTED/ extending the deadline from 08/07/2023 to 09/06/2023, for court reporter Kimberly McCright to file the transcript of the proceedings held on 06/08/2023. Absent unforeseen and extraordinary circumstances, the court will not grant another extension request. Amber E Pershon ProTem Judge - Author

**Court of Appeals, Division One****Juvenile****1 CA-JV 23-0139****IN RE TERM OF PARENTAL RIGHTS AS TO A.C. et al.****30 PROCEEDING ENTRIES**

9. 6-Sep-2023 FILED: Court Reporter Kimberly McCright Request for Extension of Time
10. 7-Sep-2023 ORDERED: Court Reporter Kimberly McCright Request for Extension of Time = GRANTED/ extending the deadline from 09/06/2023 to 10/10/2023, for court reporter Kimberly C. McCright to file the transcript of the proceedings held on 06/08/2023. FURTHER ORDERED: if the transcript is not filed timely, Kimberly C. McCright must appear before court on Wednesday, 10/18/2023, at 2:30 p.m. to show cause why the court should not impose sanctions until the transcript is filed. Amber E Pershon ProTem Judge - Author
11. 7-Sep-2023 FILED: DCS's Motion to Suspend Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Motion for a Procedural Order); DCS's Certificate of Service for Motion to Suspend Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Appellee DCS)
12. 8-Sep-2023 ORDERED: DCS's Motion to Suspend Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Appellee DCS) = GRANTED/ staying this appeal until 11/7/2023. FURTHER ORDERED: revesting jurisdiction in the Maricopa 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 11/7/2023. FURTHER ORDERED: the stay will be lifted automatically on 11/8/2023, 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: affirming the 10/10/2023 transcript due date and the cause hearing set for 10/18/2023 at 2:30 p.m. Amber E Pershon ProTem Judge - Author
13. 6-Oct-2023 FILED: Reporter's Transcript - 06/08/2023 - Contested Severance Hearing (Kimberly C. McCright)
14. 3-Nov-2023 FILED: DCS's Motion to Continue Suspension of Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Motion for Procedural Order); DCS's Certificate of Service for Motion to Continue Suspension of Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Appellee DCS)
15. 6-Nov-2023 ORDERED: DCS's Motion to Continue Suspension of Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Appellee DCS) = GRANTED/ continuing the stay of this appeal until 12/21/2023. FURTHER ORDERED: To direct the clerk of the superior court to transmit a certified copy of the court's rulings to this court by 12/21/2023. FURTHER ORDERED: The stay will be lifted automatically on 12/22/2023, unless before that date DCS files a motion to continue the stay of this appeal that describes the status of the superior court proceedings. Amber E Pershon ProTem Judge - Author
16. 19-Dec-2023 FILED: DCS's Motion to Continue and Expand Suspension of Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Motion for Procedural Order); DCS's Certificate of Service for Motion to Continue and Expand Suspension of Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Appellee DCS)
17. 19-Dec-2023 ORDERED: DCS's Motion to Continue and Expand Suspension of Appeal and Temporarily Revest Jurisdiction in the Juvenile Court = GRANTED/ continuing the stay of this appeal until 02/02/2024, for the purpose set forth in the 09/08/2023 order. In addition, the superior court may consider a motion by DCS to correct the final order. This court does not express an opinion regarding the merits of any such motion. FURTHER ORDERED: Directing the clerk of the superior court to transmit a certified copy of the court's rulings to this court by 02/02/2024. FURTHER ORDERED: The stay will be lifted automatically on 02/05/2024, unless before that date DCS files a motion to continue the stay of this appeal that describes the status of the superior court proceedings. Barbara Vidal Vaught ProTem Judge - Author
18. 19-Jan-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record (JD531290)
19. 19-Jan-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record (JS520444)
20. 30-Jan-2024 FILED: DCS's Motion to Continue Suspension of Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Motion for Procedural Order); DCS's Certificate of Service for Motion to Continue Suspension of Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Appellee DCS)
21. 30-Jan-2024 ORDERED: DCS's Motion to Continue Suspension of Appeal and Temporarily Revest Jurisdiction in the Juvenile Court = GRANTED/ continuing the stay of this appeal until 03/18/2024. FURTHER ORDERED: Directing the clerk of the superior court to transmit a certified copy of the court's rulings to this court by 03/18/2024. FURTHER ORDERED: The stay will be lifted automatically on 03/19/2024, unless before that date DCS files a motion to continue the stay of this appeal that describes the status of the superior court proceedings. Patrick Philippe Lacroix ProTem Judge - Author
22. 14-Mar-2024 FILED: DCS's Motion to Continue Suspension of Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Motion for a Procedural Order); DCS's Certificate of Service for Motion to Continue Suspension of Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Appellee DCS)
23. 14-Mar-2024 ORDERED: DCS's Motion to Continue Suspension of Appeal and Temporarily Revest Jurisdiction in the Juvenile Court = GRANTED/ continuing the stay of this appeal until 04/17/2024. FURTHER ORDERED: Directing the clerk of the superior court to transmit a certified copy of the court's rulings to this court by 04/17/2024. FURTHER ORDERED: The stay will lift automatically on 04/18/2024, unless before that date DCS files a motion to continue the stay of this appeal that describes the status of the superior court proceedings. Patrick Philippe Lacroix ProTem Judge - Author
24. 19-Apr-2024 FILED: Courtesy Copy - Maricopa County Superior Court, filed 04/16/2024, re: Evidentiary Hearing - Motion Denied/ Status Conference Hearing

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**30 PROCEEDING ENTRIES**

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| 25. | 22-Apr-2024 | FILED: Courtesy Copy - Maricopa County Superior Court, filed 04/18/2024, re: Nunc Pro Tunc Correction for M.E. dated 04/10/2024.   |
| 26. | 23-Apr-2024 | FILED: Courtesy Copy - Maricopa County Superior Court, filed 04/19/2024, re: Nunc Pro Tunc Correction for M.E. dated 04/16/2024.   |
| 27. | 26-Apr-2024 | ORDERED: Staying this appeal until 05/31/2024, under Arizona Rule 608(b)(4) to allow the Maricopa County Superior Court to file a final signed order denying father's motion in compliance with Rule 601(b). FURTHER ORDERED: The clerk of the superior court must transmit a certified copy of the superior court's final order to this court by 05/31/2024. FURTHER ORDERED: If father fails to timely appeal the final order denying his motion, this court will issue a notice of completion and deem father to have waived his right to appeal from that order. Hon David B Gass - Author |
| 28. | 3-May-2024  | FILED: Supplemented Superior Court e-Record with Revised Index of Record (JD531290)  |
| 29. | 3-May-2024  | FILED: Supplemented Superior Court e-Record with Revised Index of Record (JS520444)  |
| 30. | 3-May-2024  | ORDERED: Lifting the stay of this appeal. FURTHER ORDERED: The transcript of the proceedings held on April 10, 2024 must be filed in this court by 06/03/2024. Patrick Philippe Lacroix ProTem Judge - Author  |