

Court of Appeals, Division One

Civil - Family Court

1 CA-CV 23-0321 FC

ROSENBERG v. CONZONER

Appellate Case Information

Case Filed: 8-Jun-2023

Case Closed:

Dept/Composition

Department E

Hon. Anni Hill Foster
Hon. Brian Y Furuya
Hon. Randall M Howe

Side 1. In re the Matter of:

SAMANTHA LEIGH ROSENBERG, Petitioner/Appellant

(Litigant Group) SAMANTHA LEIGH ROSENBERG

• Samantha Leigh Rosenberg

PRO SE

Side 2. JAYSON ROBERT CONZONER, Respondent/Appellee

(Litigant Group) JAYSON ROBERT CONZONER

• Jayson Robert Conzoner

Attorneys for: Respondent/Appellee

Cory B Keith, Esq. (AZ Bar No. 35209)

CASE STATUS

Aug 6, 2024.....Pending in ASC

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Includes rows for MAR FC2006-053796 and MAR FC2008-005445.

DESCENDENT CASE(S)

ASC CV-24-0176-PR

CASE DECISION

27-Jun-2024 MEMORANDUM DECISION

Brian Furuya.....Author
Anni Foster.....Concur
Randall Howe.....Concur

Filed: 27-Jun-2024 Mandate:

Decision Disposition

Vacated in Part
Affirmed in Part
Remanded

48 PROCEEDING ENTRIES

- 1. 8-Jun-2023 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 05/10/23
2. 8-Jun-2023 FILED: e-Record on Appeal: (FC2006-053796) Instruments/Minute Entries Exhibits: Hearing Date 2/23/23 39, 41, 43, 55, 59, 61, 62, 63, 64, 65, 66, 67, 70, 71
3. 8-Jun-2023 FILED: e-Record on Appeal: (FC2008-005445) Instruments/Minute Entries Exhibits: None
4. 8-Jun-2023 FILED: Appellate Clerk Notice re: Continuing Deferral of Fees for Samantha Leigh Rosenberg, Appellant
5. 8-Jun-2023 FILED: Appellate Clerk Notice re: Appellant's Fee Deferred/Appellee's Fee Due/Case Management Statement/Brief Due
6. 8-Jun-2023 FILED: Additional Record on Appeal: Physical Exhibits: Hearing Date 01/23/2007 - List # 1 in Manila Envelope; Hearing Date 05/03/2011 - List # 1 4 5 6 7 8 9 22 23(SEALED) 29 30 33 36 38 39 43 45 in a box; Hearing Date 07/15/2016 - List # 1 2 3 7 10 12 13 16 20 21 in a box; Hearing Date 03/15/2017 - List # 1 4 5 6 10 11 19 20 21 31 32 33 34 35 36 37(SEALED) 43 66 70 71 81 87 102 104 107 108 109 111 120 130 133 136 137 138 139 140 141 142 143 144 145 146 147 148 150 153 154 155 156 157 in a box; Hearing Date 11/18/2016 - List # 1 2 3 4 in Manila Envelope

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7. 12-Jun-2023 ORDERED: Dismissing this appeal as to the 04/06/2023 minute entry. ORDERED [sic]: (per Sorensen v. Farmers) staying appeal until 07/12/2023. 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, case management statement due 07/24/2023 and opening brief due 08/11/2023. Melina Brill ProTem Judge - Author
8. 3-Jul-2023 FILED: Appellant's Motion to Reconsider and/or Reinstate Appeal(s); Certificate of Service; Notice of Filing of Appeal and E-File Certificate Dated 5/5/2023 for Superior Court Order Docketed 4/6/2023; Untitled Document (E-Filing information for Document Submitted 05/05/2023) (Appellant Pro Per)
9. 11-Jul-2023 FILED: Appellant's Motion to Continue Stay; Certificate of Service; Untitled Document (Proof of Filing with Maricopa County Superior Court) (Appellant Pro Per)
10. 12-Jul-2023 ORDERED: Appellant's Motion to Continue Stay (Appellant Pro Per) = GRANTED and continuing the stay of this appeal to 08/11/2023 for purposes set forth in court's 06/12/2023 order. FURTHER ORDERED: After court lifts stay, it will set a deadline for appellee to respond to the motion for reconsideration and/or reinstate appeal. FURTHER ORDERED: If appellant does not file a motion to continue the stay and the superior court has not entered a signed Rule 78(c) judgment, this court will dismiss this appeal. FURTHER ORDERED: If signed Rule 78(c) judgment received by 08/11/2023, case management statement due on 08/21/2023, and opening brief due on 09/11/2023. Barbara Vidal Vaught ProTem Judge - Author
11. 11-Aug-2023 FILED: Appellant's Notice of Lodging Superior Court Order; Certificate of Service; Copy of Maricopa County Superior Court ME filed 07/25/2023 re: signed minute entry (Appellant Pro Per)
12. 14-Aug-2023 ORDERED: Requesting Appellee file a response to motion (Appellant's Motion to Reconsider and/or Reinstate Appeal(s)) by 8/25/23. FURTHER ORDERED: Appellant may file reply in accordance with ARCAP 6(a)(2). FURTHER ORDERED: Continuing the stay of this appeal and vacating the 8/21/23 and 9/11/23 due dates for the case management statement and opening brief. Melina Brill ProTem Judge - Author
13. 25-Aug-2023 FILED: Notice of Appearance as Attorney of Record for Respondent/Appellee; Certificate of Service (Appellee)
14. 25-Aug-2023 FILED: Appellee's Motion to Reconsider Response; Order Continuing Stay; Certificate of Service (Appellee)
15. 30-Aug-2023 FILED: Supplemented Superior Court e-Record with Revised Index of Record (FC2006-053796)
16. 31-Aug-2023 RECEIPT No.: 2023-00835 ; \$140.00, Authorization: # 43005647386, Applied to: JAYSON ROBERT CONZONER - Class B Filing Fee (\$140.00) Paid for: The Valley Law Group - By nCourt, LLC
17. 1-Sep-2023 FILED: Appellant's Reply [sic] Reinstate Appeal(s); Certificate of Service; (Untitled) Email Correspondence (Appellant Pro Per)
18. 7-Sep-2023 ORDERED: Continuing the stay of this appeal. FURTHER ORDERED: Directing appellant to file written notice with this court of the status of the superior court proceedings by 10/23/2023. Hon David B Gass - Author
19. 6-Nov-2023 FILED: Supplemented Superior Court e-Record with Revised Index of Record
20. 7-Nov-2023 FILED: Appellant's Notice of Superior Court's Rulings; Certificate of Service; Copy of Maricopa County Superior Court ME dated 10/26/2023 re: Ruling on Petitioner's Motions; Copy of Maricopa County Superior Court ME dated 10/27/2023 re: Notice of Appeal (Appellant Pro Per)
21. 8-Nov-2023 ORDERED: Lifting the stay of this appeal. FURTHER ORDERED: Appellant's Motion to Reconsider and/or Reinstate Appeal(s) (Appellant Pro Per) = GRANTED and reinstating the appeal as to the 04/06/2023 ruling on appellee's petition for modification of legal decision-making authority, parenting time, and child support. FURTHER ORDERED: The case management statement is due on 11/20/2023, and the opening brief is due on 12/18/2023. If the statement and brief are not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author
22. 20-Nov-2023 FILED: Appellant's Motion for Extension of Time to File Case Management Statement and Opening Brief; Certificate of Service (Appellant Pro Per)
23. 21-Nov-2023 ORDERED: Appellant's Motion for Extension of Time to File Case Management Statement and Opening Brief (Appellant Pro Per) = DENIED. FURTHER ORDERED: Extending the time to file the case management statement to 11/30/2023. Melina Brill ProTem Judge - Author
24. 6-Dec-2023 FILED: Appellant's Case Management Statement; Certificate of Service (Appellant Pro Per)
25. 18-Dec-2023 FILED: Appellant's Motion for Stay to Allow Superior Court to Correct the Docket; Certificate of Service; Expedited Motion Request for Extension of Time Nunc Pro Tunc Order(S) Regarding Petitioners Notice of Appeal(S) E-Filed November 7, 2023, Docketed December 18, 2023 (Appellant Pro Per)
26. 18-Dec-2023 ORDERED: Appellant's Motion for Stay to Allow Superior Court to Correct the Docket (Appellant Pro Per) = DENIED without prejudice to appellant filing a new motion in the event any specific document is not referenced or included in the supplemental record. Melina Brill ProTem Judge - Author

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27. 22-Dec-2023 FILED: Appellant's Amended Motion for Stay to Allow Superior Court to Correct the Docket; Certificate of Service (Appellant Pro Per)
28. 22-Dec-2023 FILED: Appellant's Motion for Extension of Time to File Opening Brief; Certificate of Service (Appellant Pro Per)
29. 25-Dec-2023 FILED: Opening Brief; Certificate of Compliance; Certificate of Service (Appellant Pro Per)
30. 26-Dec-2023 ORDERED: Vacating the 02/05/2024 due date for the answering brief. Barbara Vidal Vaught ProTem Judge - Author
31. 2-Jan-2024 ORDERED: Amending the 12/26/2023 order by deleting the first sentence in the second paragraph and replacing it with "IT IS ORDERED vacating the 02/05/2024 due date for the answering brief." Melina Brill ProTem Judge - Author
32. 4-Jan-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record
33. 7-Jan-2024 FILED: Appellant's Motion to Lift Stay, Set Deadlines (or Convert to Special Action); Certificate of Service; Minute Entry (Superior Court) (Appellant Pro Per)
34. 9-Jan-2024 ORDERED: Appellant's Amended Motion for Stay to Allow Superior Court to Correct the Docket (Appellant Pro Per) = DENIED. FURTHER ORDERED: Appellant's Motion to Lift Stay, Set Deadlines (or Convert to Special Action) (Appellant Pro Per) = GRANTED in part by scheduling a due date for the answering brief. FURTHER ORDERED: The answering brief is due by 02/08/2024. If the answering brief is not filed, the court will submit this appeal for decision on the record and the opening brief. FURTHER ORDERED: Denying the request to convert this appeal to a special action. Melina Brill ProTem Judge - Author
35. 21-Feb-2024 ORDERED: Submitting this appeal for decision on the record and the opening brief. Melina Brill ProTem Judge - Author
36. 28-Feb-2024 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
37. 8-Mar-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record
38. 26-Mar-2024 CLNDR: CONFERENCE, Department E, 5-16-24, COURTROOM 2.
39. 14-Apr-2024 FILED: Appellant's Request the Court of Appeals Reinstate Appellant's Appeal with Separate Case Number; Certificate of Service (Appellant Pro Per)
40. 14-Apr-2024 FILED: Appellant's Motion Requesting the Court of Appeals to Take Judicial Notice of Superior Court Maters [sic] that Replicate Mother's Current Issue on Appeal, Still Pending Review and Upcoming Special Action; Certificate of Service; Exhibit A Superior Court Order Denying Mother a Second Hearing (same Issue on Appeal) (Appellant Pro Per)
41. 30-Apr-2024 ORDERED: Appellant's Motion Requesting the Court of Appeals to Take Judicial Notice of Superior Court Maters [sic] that Replicate Mother's Current Issue on Appeal, Still Pending Review and Upcoming Special Action (Appellant Pro Per) = DENIED. Hon Anni Hill Foster - Author
42. 30-Apr-2024 ORDERED: Appellant's Request the Court of Appeals Reinstate Appellant's Appeal with Separate Case Number (Appellant Pro Per) = DENIED. Hon Anni Hill Foster - Author
43. 27-Jun-2024 MEMORANDUM DECISION (Vacated in Part, Affirmed in Part, Remanded) Hon Brian Y Furuya - Author; Hon Anni Hill Foster - Concur; Hon Randall M Howe - Concur
44. 27-Jun-2024 FILED: Decision Distribution Notification
45. 8-Jul-2024 FILED: Appellant's Motion for Reconsideration; Certificate of Compliance; Certificate of Service; Copy of Maricopa County Superior Court ME filed 01/27/2023 re: Parenting Time (Exhibits) (Appellant Pro Per)
46. 22-Jul-2024 ORDERED: Appellant's Motion for Reconsideration (Appellant Pro Per) = DENIED. Hon Brian Y Furuya - Author
47. 6-Aug-2024 FILED: Email Notice from ASC re: Petition for Review filed 08/05/24; request for partial record
48. 6-Aug-2024 FILED: Letter forwarding partial record to Arizona Supreme Court