

Court of Appeals, Division One

Civil - Family Court

1 CA-CV 23-0576 FC

BUTLER v. LAROSK

Appellate Case Information

Case Filed: 1-Sep-2023

Case Closed:

Dept/Composition

Department B

Hon. Andrew M Jacobs
Hon. Jennifer M Perkins
Hon. David D Weinzweig

Side 1. In re the Matter of:

CORY BUTLER, Petitioner/Appellant

(Litigant Group) CORY BUTLER

- Cory Butler

Attorneys for: Petitioner/Appellant

Elizabeth Savoini Fitch, Esq. (AZ Bar No. 10442)

Benjamin L Hodgson, Esq. (AZ Bar No. 18402)

Side 2. AUDRY LAROSK, Respondent/Appellee

(Litigant Group) AUDRY LAROSK

- Audry Larosk

Attorneys for: Respondent/Appellee

Cory A Stuart, Esq. (AZ Bar No. 23017)

CASE STATUS

Jul 30, 2024.....Pending in ASC

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, FC2023-003064, Motion Pursuant to Rule 83 ARFLP, Robert Ian Brooks, Authoring Judge of Order.

Table with 2 columns: DESCENDENT CASE(S), Cause/Charge/Class. Row 1: ASC, CV-24-0165-PR.

CASE DECISION

27-Jun-2024 MEMORANDUM DECISION

Andrew Jacobs.....Author
Jennifer Perkins.....Concur
David Weinzweig.....Concur

Table with 2 columns: Filed: 27-Jun-2024, Mandate: Decision Disposition Affirmed

32 PROCEEDING ENTRIES

- 1. 1-Sep-2023 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 08/21/23
2. 20-Sep-2023 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
3. 20-Sep-2023 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4. 4-Oct-2023 FILED: Notice of Payment of Filing Fee; Certificate of Service (Appellant)
5. 5-Oct-2023 FILED: Notice of Filing Transcript of Family Court Proceeding; Certificate of Service; Reporter's Transcript - 07/10/2023 - Oral Argument on the Motion to Dismiss (Amarah Yang) (Appellant)
6. 9-Oct-2023 FILED: Case Management Statement (Appellant)
7. 11-Oct-2023 RECEIPT No.: 2023-00954 ; \$280.00, Authorization: #84015977476, Applied to: CORY BUTLER - Class A Filing Fee (\$280.00) Paid for: The Valley Law Group PLLC - By nCourt LLC
8. 13-Oct-2023 FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief Due
9. 16-Oct-2023 ORDERED: Pursuant to Eaton Fruit Co. v. California Spray-Chemical Corp., staying appeal to/including 11/15/2023. Signed order re: minute entry of 08/07/2023 filed 08/08/2023 due within 10 days after its entry. If appeal reinstated by filing of signed order, opening brief due 12/15/2023. Melina Brill ProTem Judge - Author

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10.	23-Oct-2023	FILED: Notice of Substitution of Counsel for Appellant; Certificate of Service of Notice of Substitution of Counsel for Appellant (Appellant)
11.	6-Dec-2023	FILED: Supplemented Superior Court e-Record with Revised Index of Record (includes ME: Order Signed 11/07/2023)
12.	14-Dec-2023	FILED: Appellant's Motion to Suspend Appeal and Revest Jurisdiction with Family Court; Certificate of Service (Appellant)
13.	14-Dec-2023	FILED: Opening Brief of Petitioner / Appellant Cory Butler; Certificate of Compliance; Certificate of Service (Appellant)
14.	29-Dec-2023	FILED: Appellee's Response to Motion to Suspend Appeal and Revest Jurisdiction with Family Court; Appellee's Response to Motion to Suspend Appeal and Revest Jurisdiction with Family Court (Certificate of Service) (Appellee)
15.	3-Jan-2024	RECEIPT No.: 2024-00009 ; \$140.00, Authorization: #03014253099, Applied to: AUDRY LAROSK - Class B Filing Fee (\$140.00) Paid for: Stuart & Blackwell PLLC - By nCourt LLC
16.	5-Jan-2024	FILED: Reply Memorandum Supporting Appellant's Motion to Suspend Appeal and Revest Jurisdiction with Family Court; Certificate of Service of Reply Memorandum Supporting Appellant's Motion to Suspend Appeal and Revest Jurisdiction With Family Court (Appellant)
17.	17-Jan-2024	ORDERED: Appellant's Motion to Suspend Appeal and Revest Jurisdiction with Family Court (Appellant) = DENIED. Hon David B Gass - Author
18.	23-Jan-2024	FILED: Answering Brief of Appellee Audry LaRosk; Certificate of Compliance; Certificate of Service (Appellee)
19.	9-Feb-2024	FILED: Reply Brief of Petitioner/Appellant Cory Butler; Certificate of Compliance; Certificate of Service (Appellant)
20.	12-Feb-2024	FILED: Request for Oral Argument; Certificate of Service (Appellant)
21.	28-Feb-2024	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
22.	7-Mar-2024	FILED: Supplemented Superior Court e-Record with Revised Index of Record
23.	13-Mar-2024	ORDERED: Request for Oral Argument (Appellant) = GRANTED. Hon David B Gass - Author
24.	26-Mar-2024	CLNDR: MONTHLY COURT CASE CALENDAR, Department B, 5-21-24, 10:00 am, COURTROOM 2.
25.	27-Mar-2024	FILED: Notice of Oral Argument
26.	14-May-2024	FILED: Return Receipt for Notice of Oral Argument, signed by Cory Stuart on 03/27/2024 (Appellee)
27.	14-May-2024	FILED: Return Receipt for Notice of Oral Argument, signed by Elizabeth Fitch on 03/27/2024; Certificate of Service of Return Receipt Re Oral Argument (Appellant)
28.	21-May-2024	FILED: Sign-in Sheet/Case is Under Advisement as of 05/21/2024
29.	27-Jun-2024	MEMORANDUM DECISION (Affirmed) Hon Andrew M Jacobs - Author; Hon Jennifer M Perkins - Concur; Hon David D Weinzweig - Concur
30.	27-Jun-2024	FILED: Decision Distribution Notification
31.	30-Jul-2024	FILED: Email Notice from ASC re: Petition for Review filed 07/29/24; request for partial record
32.	31-Jul-2024	FILED: Letter forwarding partial record to Arizona Supreme Court