

Court of Appeals, Division One

Civil - Family Court

1 CA-CV 25-0559 FC

KIRK v. KIRK

Appellate Case Information

Case Filed: 31-Jul-2025

Case Closed:

Dept/Composition

Department D

Hon. Daniel J Kiley
Hon. D Steven Williams
Hon. Cynthia J Bailey

Side 1. In re the Marriage of:

TARA DANIELLE KIRK, Petitioner/Appellee

(Litigant Group) TARA DANIELLE KIRK

- Tara Danielle Kirk

Attorneys for: Petitioner/Appellee

Joel E Milburn, Esq. (AZ Bar No. 20586)

Stanley David Murray, Esq. (AZ Bar No. 7208)

Side 2. JOSHUA STUART KIRK, Respondent/Appellant

(Litigant Group) JOSHUA STUART KIRK

- Joshua Stuart Kirk

Attorneys for: Respondent/Appellant

James Portman Webster, Esq. (AZ Bar No. 25006)

CASE STATUS

May 27, 2026... Under Advisement

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, FC2018-092413, Petition for Dissolution of a Non-Covenant Marriage with Children, Quintin H Cushner, Authoring Judge of Order.

CALENDAR

Wednesday MONTHLY COURT CASE CALENDAR

Mixed

27-May-2026 Department D; CONFERENCE ROOM

33 PROCEEDING ENTRIES

- 1. 31-Jul-2025 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 07/02/25
2. 31-Jul-2025 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
3. 31-Jul-2025 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4. 31-Jul-2025 FILED: Additional Record on Appeal: Physical Exhibits: Hearing Date 03/19/2020 - List # 1 2 3 5 7 9 12 13 17 18 20 23 25 26 28 29 31 37 38 39 43 44 45 47 49 51 52 in Manila Envelope
5. 15-Aug-2025 FILED: Notice of Payment of Appellant's Filing Fee (Appellant)
6. 20-Aug-2025 RECEIPT No.: 2025-00930 ; \$330.00, Authorization: 32004492544, Applied to: JOSHUA STUART KIRK - Class A Filing Fee (\$330.00) Paid for: James Portman Webster Law Office PLC - By nCourt LLC
7. 20-Aug-2025 FILED: Notice of Issues on Appeal (Case Management Statement); Certificate of Service (Appellant)
8. 28-Aug-2025 ORDERED: Pursuant to Eaton Fruit Co. v. California Spray-Chemical Corp., staying appeal until 09/29/2025, re-vesting jurisdiction in superior court and authorizing that court to consider motion for signed order re: minute entry dated 06/24/2025, filed 06/25/2025. FURTHER ORDERED: Appellant must file motion asking superior court to enter signed order. If no order has been signed by 09/29/2025, appellant must file motion to continue this appeal that describes status of motion. Otherwise, this court will dismiss this appeal. FURTHER ORDERED: Opening brief due by 10/29/2025. If brief not timely filed, court will dismiss this appeal. Melina Brill ProTem Judge - Author
9. 26-Sep-2025 FILED: Motion to Continue Stay of Appeal Due to Superior Court Not Signing Proposed Order; Certificate of Service (Appellant)
10. 26-Sep-2025 FILED: Reporter's Transcript - 04/07/2025 - Evidentiary Hearing (Joseph Burstein) (Appellant)
11. 26-Sep-2025 FILED: Order on Motion to Continue Stay of Appeal Due to Superior Court Not Signing Proposed Order; Certificate of Service (Appellant)

Court of Appeals, Division One**Civil - Family Court****1 CA-CV 25-0559 FC****KIRK v. KIRK****33 PROCEEDING ENTRIES**

12.	29-Sep-2025	FILED: Notice of Appearance as Attorney for Appellee; Certificate of Service (Appellee)
13.	29-Sep-2025	ORDERED: Motion to Continue Stay of Appeal Due to Superior Court Not Signing Proposed Order (Appellant) = GRANTED and continuing the stay of this appeal until 10/29/2025, for the purposes set forth in this court's 08/28/2025 stay order. FURTHER ORDERED: Directing the Clerk of the Maricopa County Superior Court to transmit a certified copy of the ruling within 10 days after entry, marked for filing in this appeal. The stay will be lifted automatically when this court receives the signed order. FURTHER ORDERED: Stay will be lifted automatically on 10/30/2025, unless before that date appellant files a motion to continue the stay. If appellant does not file a motion to continue the stay and the superior court has not entered a signed order, this court will dismiss this appeal. FURTHER ORDERED that the opening brief is due by 12/01/2025. If the brief is not timely filed, this court will dismiss this appeal. Melina Brill ProTem Judge - Author
14.	2-Oct-2025	RECEIPT No.: 2025-01114 ; \$165.00, Authorization: #75013710534, Applied to: TARA DANIELLE KIRK - Class B Filing Fee (\$165.00) Paid for: Stanley David Murray Attorney at Law - By nCourt LLC
15.	29-Oct-2025	FILED: Motion for Extension of Time to File Brief Expedited Ruling Request; Certificate of Service (Appellant)
16.	29-Oct-2025	FILED: Certificate of Service (Duplicate) (Appellant)
17.	30-Oct-2025	ORDERED: Motion for Extension of Time to File Brief Expedited Ruling Request (Appellant) = GRANTED. Due date EXTENDED from Monday, 12-01-2025 to Monday, 12-29-2025. If the brief is not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author
18.	7-Nov-2025	FILED: Supplemented Superior Court e-Record with Revised Index of Record
19.	3-Dec-2025	FILED: Appellate Clerk Notice re: Appellee's Fee Paid; Appellant's Brief Due
20.	3-Dec-2025	FILED: Settlement Conference Program Notice
21.	29-Dec-2025	FILED: Opening Brief of Respondent/Appellant; Certificate of Compliance; Certificate of Service (Appellant)
22.	30-Dec-2025	FILED: Corrected Opening Brief of Respondent/Appellant; Certificate of Compliance; Certificate of Service (Appellant)
23.	30-Dec-2025	ORDERED: Striking the corrected opening brief filed on 12/30/2025. Patrick Philippe Lacroix ProTem Judge - Author
24.	31-Dec-2025	FILED: Motion to Correct Opening Brief; Certificate of Service (Appellant)
25.	2-Jan-2026	ORDERED: Motion to Correct Opening Brief (Appellant) = GRANTED and vacating the 12/30/2025 order striking the 12/30/2025 opening brief. FURTHER ORDERED: Accepting the 12/30/2025 corrected opening brief in place of the opening brief filed 12/29/2025. Melina Brill ProTem Judge - Author
26.	3-Feb-2026	FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
27.	2-Mar-2026	FILED: Reply Brief of Respondent/Appellant; Certificate of Compliance; Certificate of Service (Appellant)
28.	3-Mar-2026	ORDERED: Appellant must file a motion by 03/13/2026, establishing good cause for an extension of time to file the reply brief. FURTHER ORDERED: If appellant fails to file a motion or establish good cause for the untimely reply brief, the court will strike the brief. Melina Brill ProTem Judge - Author
29.	13-Mar-2026	FILED: Motion for a Procedural Order to Accept Reply Brief as Timely Filed (or, in the Alternative, for Extension of Time for Good Cause); Certificate of Service (Appellant)
30.	25-Mar-2026	CLNDR: CONFERENCE, Department D, 5-27-26, COURTROOM 2.
31.	31-Mar-2026	ORDERED: Motion for a Procedural Order to Accept Reply Brief as Timely Filed (or, in the Alternative, for Extension of Time for Good Cause) (Appellant) = GRANTED and accepting the reply brief filed on 3/2/26. Hon Daniel J Kiley - Author
32.	1-Apr-2026	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
33.	10-Apr-2026	FILED: Supplemented Superior Court e-Record with Revised Index of Record