

Court of Appeals, Division One

Civil - Probate Case

1 CA-CV 25-0606 PB

DINEEN/SHIBATA v. KOTCHKA

Appellate Case Information

Case Filed: 13-Aug-2025

Case Closed:

Dept/Composition

Department C

Hon. Andrew M Jacobs
Hon. Brian Y Furuya
Hon. James B Morse Jr.

Side 1. In the Matter of the Estate of:

GLORIA DOLORES B. ACCIAVATTI,

Deceased.

KIM DINEEN, Petitioner/Appellee

(Litigant Group) KIM DINEEN

- Kim Dineen

Attorneys for: Petitioner/Appellee

Nora L Jones, Esq. (AZ Bar No. 28872)
Vanessa R Heim, Esq. (AZ Bar No. 29129)
Krysta C Furnell, Esq. (AZ Bar No. 38625)

Side 2. JILL K. SHIBATA, Respondent/Appellee

(Litigant Group) JILL K. SHIBATA

- Jill K Shibata

Attorneys for: Respondent/Appellee Shibata

Donald T Scher, Esq. (AZ Bar No. 16004)

Side 3. JEFFREY KOTCHKA, Respondent/Appellant

(Litigant Group) JEFFREY KOTCHKA

- Jeffrey Kotchka

PRO SE

CASE STATUS

Mar 25, 2026....Under Advisement

Feb 6, 2026.....Stayed

Table with 6 columns: PREDECESSOR CASE (S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, PB2023-003522, Application for Informal Appointment of Special Administrator, Sarah Selzer, Authoring Judge of Order.

PENDING MATTER

Order to Show Cause - Attorney

Filed: 6-Feb-2026

Jeffrey Kotchka (Pro Per) shall appear in courtroom 1 on 02/18/2026 at 10:45 a.m. to show cause, if any, why he personally should not be sanctioned for the concerns described above (See order).

31 PROCEEDING ENTRIES

- 1. 13-Aug-2025 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 07/15/25
2. 13-Aug-2025 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: Hearing Date 6/13/25 1, 3, 4, 5, 9, 15, 16,1 7, 18, 24
3. 13-Aug-2025 FILED: Additional Record on Appeal: Physical Exhibits: Hearing Date 06/13/2025 - List # 39 41 in Manila Envelope
4. 13-Aug-2025 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
5. 25-Aug-2025 FILED: Case Management Statement (Appellant)
6. 28-Aug-2025 RECEIPT No.: 2025-00953 ; \$330.00, Authorization: #40004581725, Applied to: JEFFREY KOTCHKA - Class A Filing Fee (\$330.00) Paid for: JEFFREY KOTCHKA - By nCourt LLC
7. 9-Sep-2025 FILED: Notice of Payment of Appellee Kim Dineen's Filing Fee (Appellee)
8. 9-Sep-2025 FILED: Appellee Kim Dineen's Case Management Statement (Appellee)
9. 9-Sep-2025 FILED: Appellee Kim Dineen's Motion to Dismiss for Lack of Appellate Jurisdiction; Certificate of Service (Appellee)
10. 10-Sep-2025 ORDERED: Vacating the 10/14/2025 due date for the opening brief. The order ruling on the pending motion will set a due date to file the opening brief if the motion is denied. Melina Brill ProTem Judge - Author
11. 11-Sep-2025 FILED: Opening Brief (Appellant)

Court of Appeals, Division One**Civil - Probate Case****1 CA-CV 25-0606 PB****DINEEN/SHIBATA v. KOTCHKA****31 PROCEEDING ENTRIES**

12. 15-Sep-2025 RECEIPT No.: 2025-01027 ; \$165.00, Authorization: #58019893215, Applied to: KIM DINEEN - Class B Filing Fee (\$165.00)
Paid for: Nora L Jones - By nCourt LLC
13. 19-Sep-2025 FILED: Appellant's Motion to Correct Caption (Appellant Pro Per)
14. 19-Sep-2025 FILED: Appellant's Response to Motion to Dismiss Appeal (Appellant Pro Per)
15. 26-Sep-2025 FILED: Appellee Kim Dineen's Response in Opposition to Appellant's Motion to Correct Caption; Certificate of Service (Appellee)
16. 26-Sep-2025 FILED: Reply in Support of Appellee Kim Dineen's Motion to Dismiss for Lack of Appellate Jurisdiction; Certificate of Service (Appellee)
17. 15-Oct-2025 ORDERED: Appellee Kim Dineen's Motion to Dismiss for Lack of Appellate Jurisdiction (Appellee)= DENIED. FURTHER ORDERED: Answering brief is due by 11/14/2025. If the brief is not timely filed, the court will dismiss this appeal. FURTHER ORDERED: Appellant's Motion to Correct Caption (Appellant Pro Per) = DENIED. Hon James B Morse Jr. - Author

[Amended per order filed 11/04/2025]
18. 24-Oct-2025 FILED: Notice of Substitution of Counsel Within Firm; Certificate of Service (Appellee Dineen)
19. 3-Nov-2025 FILED: Motion for Oct 15 2025 Answering Brief Due by 11-14-25 (Appellant Pro Per)
20. 3-Nov-2025 FILED: Notice of Request to Correct the Caption to Remove Jill K. Shibata as Respondent/Appellee (Appellee Shibata)
21. 4-Nov-2025 ORDERED: Motion for Oct 15 2025 Answering Brief Due by 11-14-25 (Appellant Pro Per) = GRANTED. FURTHER ORDERED: Amending the second sentence of the third paragraph on page 3 of the 10/15/2025 order by deleting "If the brief is not timely filed, the court will dismiss this appeal" and replacing it with "If the brief is not timely filed, the court will submit this appeal for decision on the record and the opening brief." Melina Brill ProTem Judge - Author
22. 5-Nov-2025 ORDERED: Notice of Request to Correct the Caption to Remove Jill K. Shibata as Respondent/Appellee (Appellee Shibata) = DENIED. Melina Brill ProTem Judge - Author
23. 14-Nov-2025 FILED: Answering Brief of Appellee Kim Dineen; Certificate of Compliance; Certificate of Service (Appellee Dineen)
24. 4-Dec-2025 FILED: Appellant's Reply Brief (Appellant Pro Per)
25. 26-Jan-2026 CLNDR: CONFERENCE, Department C, 3-25-26, COURTROOM 1.
26. 26-Jan-2026 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
27. 6-Feb-2026 FILED: Supplemented Superior Court e-Record with Revised Index of Record
28. 6-Feb-2026 ORDERED: Jeffrey Kotchka shall appear in courtroom 1 on 02/18/2026 at 10:45 a.m. to show cause, if any, why he personally should not be sanctioned for the concerns described above (See order). FURTHER ORDERED: At the show cause hearing, Jeffrey Kotchka shall be prepared to testify under oath to show cause, if any, as to (1) his use of the Lindsay v. Warner and Hardy v. Hardy case citations and (2) his efforts to ensure accuracy of the legal authorities referenced in the brief. FURTHER ORDERED: Prior to the show cause hearing, Jeffrey Kotchka is permitted, but not required, to file a written explanation of no more than 10 pages with the court addressing some or all the concerns listed above. FURTHER ORDERED: Staying this appeal pending further notice of this Court. Hon Andrew M Jacobs - Author
29. 10-Feb-2026 FILED: Appellant's Written Explanation (in Response to Order to Show Cause) (Appellant Pro Per)
30. 12-Feb-2026 FILED: Certificate of Service (Appellant Pro Per)
31. 4-Mar-2026 FILED: Notice of Change of Firm Address; Certificate of Service (Appellee)