

Court of Appeals, Division One

Civil Appeal

1 CA-CV 25-0854

WRI SUMMIT, et al. v. KUERSCHNER

Appellate Case Information

Case Filed: 28-Oct-2025

Case Closed:

Dept/Composition

Department B

Hon. Jennifer M Perkins
 Hon. Brian Y Furuya
 Hon. D Andrew Gaona

Side 1. WRI SUMMIT REIT LP, et al., Plaintiff/Appellee

(Litigant Group) WRI SUMMIT REIT LP

- WRI Summit Reit LP

Attorneys for: Plaintiff/Appellee WRI

Timothy H Barnes, Esq. (AZ Bar No. 3373)
 Sheryl L Andrew, Esq. (AZ Bar No. 14944)

(Litigant Group) JAMES T. KUERSCHNER, et al.

- James T Kuerschner
- Estate of Thomas Kuerschner

Attorney for: Plaintiffs/Appellees Kuerschner

Philip B Whitaker, Esq. (AZ Bar No. 11765)
 Scott A Erickson, Esq. (AZ Bar No. 15046)

Side 2. STEFANIE A KUERSCHNER, Defendant/Appellant

(Litigant Group) STEFANIE A KUERSCHNER

- Stefanie A Kuerschner

PRO SE

CASE STATUS

May 26, 2026... Assigned

PREDECESSOR CASE (S)

Case No	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2024-002481	Eviction Action		Mary Collins Cronin, Authoring Judge of Order		

DESCENDENT CASE (S)

ASC CV-26-0036-PR

OPEN DUE DATE

Additional Record Due

Due By:

Thursday, June 11, 2026

Re: FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days

CALENDAR

Tuesday MONTHLY COURT CASE CALENDAR
 28-Jul-2026 Department B; COURTROOM 1

Mixed

PENDING MATTER

General Motion

Filed: 18-Mar-2026

**Appellant's Motion for Judicial Notice of Related State and Federal Proceedings and Orders Pursuant to Arizona Rule of Evidence 201, ARCAP 11, and the Court's Inherent Authority (Appellant Pro Per)*

80 PROCEEDING ENTRIES

- 28-Oct-2025 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 09/29/25
- 28-Oct-2025 FILED: e-Record on Appeal:
 Combined Instruments/Minute Entries
 Exhibits: None
- 28-Oct-2025 FILED: Additional Record on Appeal:
 Physical Exhibits: Hearing Date 07/25/2025 - Exhibits 1, 2, 3, 4, 5, 6, 8, 9 in a Manila Envelope
- 30-Oct-2025 FILED: Appellate Clerk Notice re: Continuing Waiver of Fees for Stefanie A Kuerschner, Appellant
- 30-Oct-2025 FILED: Appellate Clerk Notice re: Appellant's Fee Waived/Appellees Fees Due/Case Management Statement/Brief Due
- 5-Nov-2025 FILED: Settlement Conference Program Notice
- 5-Nov-2025 FILED: Case Management Statement (Appellant Pro Per)
- 10-Nov-2025 FILED: Notice of Transcript Service [sic] on Opposing Party Transcript Date 07/23/2025; Certificate of Service (Appellant Pro Per)

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9.	10-Nov-2025	FILED: Reporter's Transcript – 07/23/2025 – Debtor's Examination of Stefanie Kuerschner (Phyllis M. Rissky) (Appellant Pro Per)
10.	10-Nov-2025	FILED: Notice of Transcript Service [sic] on Opposing Party Transcript Date 06/18/2025; Certificate of Service (Appellant Pro Per)
11.	10-Nov-2025	FILED: Reporter's Transcript – 06/18/2025 – Status Conference (Kelsey M Moore) (Appellant Pro Per)
12.	10-Nov-2025	FILED: Notice of Transcript Service [sic] on Opposing Party Transcript Date 02/13/2024 ; Certificate of Service (Appellant Pro Per)
13.	10-Nov-2025	FILED: Reporter's Transcript – 02/13/2024 – Status Conference (Stacy L Grate) (Appellant Pro Per)
14.	10-Nov-2025	FILED: Notice of Transcript Service [sic] on Opposing Party Transcript Date 09/03/2025; Certificate of Service (Appellant Pro Per)
15.	10-Nov-2025	FILED: Reporter's Transcript - 09/03/2025 - Order to Show Cause Hearing (Robin Lawlor) (Appellant Pro Per)
16.	10-Nov-2025	FILED: Notice of Transcript Service [sic] on Opposing Party Transcript Date 07/24/2025; Certificate of Service (Appellant Pro Per)
17.	10-Nov-2025	FILED: Reporter's Transcript - 07/24/2025 - Status Hearing (Claire Sigsworth) (Appellant Pro Per)
18.	10-Nov-2025	FILED: Notice of Transcript [sic] Service [sic] on Opposing Party Transcript Date 10/28/2025; Certificate of Service (Appellant Pro Per)
19.	10-Nov-2025	FILED: Reporter's Transcript - 10/28/2025 - Status Conference (Anne Manscill) (Appellant Pro Per)
20.	13-Nov-2025	FILED: Notice of Transcript Service on Opposing Party Transcript Date 11/27/2025; Certificate of Service (Appellant Pro Per)
21.	13-Nov-2025	FILED: Reporter's Transcript – 11/27/2024 – Hearing on Application for Attorney's Fees (Joan Lyons) (Appellant Pro Per)
22.	13-Nov-2025	FILED: Notice of Transcript Service [sic] on Opposing Party; Certificate of Service (Appellant Pro Per)
23.	13-Nov-2025	FILED: Reporter's Transcript - 11/06/2025 - Evidentiary Hearing (Terry Hodges) (Appellant Pro Per)
24.	11-Dec-2025	FILED: Emergency Motion for Stay of Enforcement of Judgment Pending Appeal Pursuant to ARCAP 7(A)(2), ARCAP 8, and A.R.S. § 12- 2108; Certificate of Compliance (Certificate of Service) (Appellant Pro Per)
25.	11-Dec-2025	FILED: Emergency Motion to Supplement the Record Under ARCAP 11(E) and for Relief from Supersedeas Bond Requirement Under ARCAP 7 and A.R.S. 12-2108; Certificate of Service (Appellant Pro Per)
26.	12-Dec-2025	ORDERED: Emergency Motion for Stay of Enforcement of Judgment Pending Appeal Pursuant to ARCAP 7(A)(2), ARCAP 8, and A.R.S. § 12- 2108 (Appellant Pro Per) = DENIED. Steven C Lawrence ProTem Judge - Author
27.	12-Dec-2025	ORDERED: Emergency Motion to Supplement the Record Under ARCAP 11(E) and for Relief from Supersedeas Bond Requirement Under ARCAP 7 and A.R.S.12-2108 (Appellant Pro Per) = DENIED. FURTHER ORDERED: denying the Emergency Motion for Relief from Supersedeas Bond Requirement without prejudice to appellant seeking relief in the form of a petition for special action after the superior court rules on the pending motions addressed above (see order). Steven C Lawrence ProTem Judge - Author
28.	17-Dec-2025	FILED: Emergency Motion for Reconsideration and for Limited Correction and Supplementation of the Appellate Record Pursuant to ARCAP 11(E), to Preserve Due Process and Ensure a Complete Record for Appellate Review; Certificate of Compliance; Certificate of Service (Appellant Pro Per)
29.	17-Dec-2025	FILED: Status Advisory to the Court of Appeals Regarding Emergency Motions Previously Filed and Pending, Including Requests for Record Supplementation, Stay of Enforcement, and Supersedeas Bond Relief; Certificate of Service (Appellant Pro Per)
30.	18-Dec-2025	ORDERED: Emergency Motion for Reconsideration and for Limited Correction and Supplementation of the Appellate Record Pursuant to ARCAP 11(E), to Preserve Due Process and Ensure a Complete Record for Appellate Review (Appellant Pro Per) = DENIED. FURTHER ORDERED: Denying all relief requested in the emergency motion. Hon Randall M Howe - Author
31.	18-Dec-2025	ORDERED: Taking No Action on "Status Advisory". Steven C Lawrence ProTem Judge - Author
32.	29-Dec-2025	FILED: Appellant Opening Brief; Certificate of Compliance; Certificate of Service (Appellant Pro Per)
33.	30-Dec-2025	FILED: Motion for Clarification, Narrowing, and Correction of Prior Appellate Filing, Submitted Pursuant to ARCAP 1, ARCAP 11, and the Court's Inherent Authority, to Confirm that no Discovery, Subpoenas, or Prohibited Evidentiary Relief is Sought and to Preserve Record Accuracy; Certificate of service (Appellant Pro Per)
34.	31-Dec-2025	ORDERED: Motion for Clarification, Narrowing, and Correction of Prior Appellate Filing, Submitted Pursuant to ARCAP 1, ARCAP 11, and the Court's Inherent Authority, to Confirm that no Discovery, Subpoenas, or Prohibited Evidentiary Relief is Sought and to Preserve Record Accuracy (Appellant Pro Per) = TAKING NO ACTION. Patrick Philippe Lacroix ProTem Judge - Author
35.	2-Jan-2026	FILED: Motion for Leave to File Errata / Amended Opening Brief; Certificate of Service; (Amended) Appellant Opening Brief; Certificate of Service (Appellant Pro Per)
36.	3-Jan-2026	FILED: Notice Transcript Service Upon Appellee James T Kuerschner; Certificate of Service (Appellant Pro Per)
37.	3-Jan-2026	FILED: Reporter's Transcript – 10/28/2025 – Status Conference (Anne Manscill) (Appellant Pro Per)

Court of Appeals, Division One**Civil Appeal****1 CA-CV 25-0854****WRI SUMMIT, et al. v. KUERSCHNER****80 PROCEEDING ENTRIES**

38. 7-Jan-2026 FILED: Appellee's Application for Deferral or Waiver of Court Fees and Consent to Entry of Judgment; Certificate of Service (Appellees)
39. 7-Jan-2026 FILED: Appellee Personal Representative's Motion to Dismiss and Extend Time to File Answering Brief (Motion for Substantive and Procedural Orders); Certificate of Service (Appellees)
40. 8-Jan-2026 ORDERED: Appellee's Application for Deferral or Waiver of Court Fees and Consent to Entry of Judgment (Appellees) = DEFERRAL GRANTED. No payments will be due until further notice. Melina Brill ProTem Judge - Author
41. 8-Jan-2026 ORDERED: Appellee Personal Representative's Motion to Dismiss and EXTEND TIME TO FILE ANSWERING BRIEF (Motion for Substantive and Procedural Orders); Certificate of Service (Appellees) = GRANTED in part. FURTHER ORDERED: Vacating the 02/17/2026 due date for the answering brief. The order ruling on the pending motion to dismiss will set a due date to file the answering brief if the motion is denied. The court will rule on the motion to dismiss following expiration of the time for a response and reply. Melina Brill ProTem Judge - Author
42. 14-Jan-2026 FILED: Appellant's Response in Opposition to Appellee Personal Representative's Motion to Dismiss the Appeal for Alleged Noncompliance with ARCAP 8(C), and Request for Extension of Time, and in Support of Preserving Appellate Jurisdiction Under A.R.S § 12-2101; Certificate of Service; Certificate of Notice to Court (Appellant Pro Per)
43. 14-Jan-2026 FILED: Appellant's Response in Opposition to Appellee Personal Representative's Motion to Dismiss the Appeal for Alleged Noncompliance with ARCAP 8(C), and Request for Extension of Time, and in Support of Preserving Appellate Jurisdiction Under A.R.S. § 12-2101 (Duplicate); Certificate of Service (Duplicate); Certificate of Notice to Court (Duplicate) (Appellant Pro Per)
44. 16-Jan-2026 FILED: Appellant Stefanie A. Kuerschner's Response in Opposition to Personal Representative's Motion to Dismiss Appeal for Alleged Lack of Appellate Jurisdiction and Technical Defects in Notice of Appeal (Pursuant to A.R.S. §§ 12- 120.21, 12-2101; Arizona Rules of Civil Appellate Procedure 3, 8, and 9; Certificate of Service (Appellant Pro Per)
45. 16-Jan-2026 FILED: Declaration of Stefanie A Kuerschner in Support of Response to Not Dismiss [sic] Appeal and Notice of November 3, 2025 "Revised Vexatious Litigant Order" for Fraud on the Court, Violation of Due Process, and Destruction of Evidence in Matter PB2021-003597 (Appellant Pro Per)
46. 16-Jan-2026 FILED: Appellant Stefanie A. Kuerschner's Filing Confirming Transcripts Ordered, filed [sic], and included in the Appellate Record, with Certificate of Service, Pursuant to Arizona Rules of Civil Appellate Procedure 11(b), 11 (c), and 11 (e); Certificate of Service (Appellant Pro Per)
47. 20-Jan-2026 ORDERED: Taking no action on the "Filing." Steven C Lawrence ProTem Judge - Author
48. 22-Jan-2026 FILED: Appellee Personal Representative's Reply to Motion to Dismiss; Certificate of Service (Appellees Kuerschner)
49. 22-Jan-2026 FILED: Amended Certificate of Service (Appellees Kuerschner)
50. 22-Jan-2026 FILED: Motion for Judicial Notice of Related Proceedings and Exhibits Pursuant to ARAP [sic] 23-25 and ARCE [sic] 201; Certificate of Service; Case Management Statement; Arizona Supreme Court Docket for CV 25-0349 (Appellant Pro Per)
51. 22-Jan-2026 FILED: Memorandum of Law in Support of Motion for Judicial Notice; Certificate of Service; Courtesy Copy - Appellee Personal Representative's Reply to Motion to Dismiss, filed 01/22/2026 in Arizona State Court of Appeals Division One; Declaration of Stefanie A. Kuerschner in Support of Response to Motion to Dismiss Appeal filed by James T Kuerschner Including Fraud on the Court, and Constitutional Violations by Personal Representative James T. Kuerschner (Appellant Pro Per)
52. 27-Jan-2026 FILED: Appellant's Declaration and Motion Presenting Newly Discovered Material Facts Relevant to Appellate Jurisdiction, Procedural Fairness, and Fraud on the Court Pursuant to A.R.S. §§ 12-2101, 12-120.21, ARCAP 6, 11, and the Court's Inherent Supervisory Authority; Certificate of Compliance (Certificate of Service) (Appellant Pro Per)
53. 27-Jan-2026 FILED: Appellant's Reply to Appellees January 7, 2026 Response Addressing Appellate Jurisdiction Under A.R.S. § 12-2101, the Proper Scope of Review, and Preservation of Issues on Appeal; Certificate of Service (Appellant Pro Per)
54. 30-Jan-2026 ORDERED: Appellee Personal Representative's Motion to Dismiss and Extend Time to File Answering Brief (Motion for Substantive and Procedural Orders) (Appellees) = DENIED. FURTHER ORDERED: Answering briefs are due by 03/02/2026. Hon Randall M Howe - Author
55. 30-Jan-2026 ORDERED: Motion for Leave to File Errata / Amended Opening Brief (Appellant Pro Per) = DENIED. FURTHER ORDERED: Motion for Judicial Notice of Related Proceedings and Exhibits Pursuant to ARAP [sic] 23-25 and ARCE [sic] 201 = DENIED. FURTHER ORDERED: Appellant's Declaration and Motion Presenting Newly Discovered Material Facts Relevant to Appellate Jurisdiction, Procedural Fairness, and Fraud on the Court Pursuant to A.R.S. §§ 12-2101, 12-120.21, ARCAP 6, 11, and the Court's Inherent Supervisory Authority (Appellant Pro Per) = DENIED. FURTHER ORDERED: Cautioning appellant that filing motions that rely on miscited, misrepresented, or nonexistent legal authorities in this or any other matter before this court may result in sanctions. See ARCAP 25. Hon Randall M Howe - Author
56. 10-Feb-2026 FILED: ASC Order filed 02/10/2026 re: Dismissing this proceeding as premature.
57. 19-Feb-2026 FILED: Motion to Extend Deadline to File Appellee's Answering Brief; Untitled (Certificate of Service) (Appellee WRI)
58. 20-Feb-2026 RECEIPT No.: 2026-00220 ; \$165.00, Check Number: #1533, Applied to: WRI SUMMIT REIT LP - Class B Filing Fee (\$165.00) Paid for: - By Fletcher Barnes Law PLC

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59.	23-Feb-2026	FILED: Declaration of Stefanie A. Kuerschner in Opposition to Wri Summit Reit, LP And Timothy H. Barnes' Request for a 30-Day Extension; Declaration of Stefanie A. Kuerschner Regarding Coordinated Attorney Misconduct and Violation of Constitutional Rights; Pre-Trial Statement; Courtesy Copy - Memorandum of Law and Request for Equitable Relief, filed 07/23/2025 in Maricopa County Superior Court (Appellant Pro Per)
60.	23-Feb-2026	ORDERED: Motion to Extend Deadline to File Appellee's Answering Brief (Appellee WRI) = GRANTED. Due date EXTENDED from Monday, 03-02-2026 to Wednesday, 04-01-2026. If the briefs are not timely filed, the court will submit this appeal for decision on the record and the filed briefs. FURTHER ORDERED: Denying the relief requested in appellant's opposition. Melina Brill ProTem Judge - Author
61.	2-Mar-2026	FILED: Appellee Personal Representative's Answering Brief; Certificate of Compliance of Appellee Personal Representative; Certificate of Service; Exhibits A-B (Appellee)
62.	6-Mar-2026	RECEIPT No.: 2026-00286 ; \$165.00, Authorization: #65006315903, Applied to: JAMES T. KUERSCHNER, et al. - Class B Filing Fee (\$165.00) Paid for: Frazer Ryan Goldberg & Arnold LLP - By nCourt LLC
63.	17-Mar-2026	FILED: Appellant Stefanie A. Kuerschner's Emergency Motion for Protective Order and to Stay Third Party Subpoenas Pending Appeal, and Notice of Post Judgment Discovery Activity Affecting this Court's Jurisdiction ARCAP 6, 7; Ariz. R. Civ. P. 26(C), 45(D); Certificate of Service; Untitled (Email Correspondence) (Appellant Pro Per)
64.	18-Mar-2026	FILED: Appellant's Motion for Judicial Notice of Related State and Federal Proceedings and Orders Pursuant to Arizona Rule of Evidence 201, ARCAP 11, and the Court's Inherent Authority; Certificate of Service (Appellant Pro Per)
65.	18-Mar-2026	ORDERED: Appellant Stefanie A. Kuerschner's Emergency Motion for Protective Order and to Stay Third Party Subpoenas Pending Appeal, and Notice of Post Judgment Discovery Activity Affecting this Court's Jurisdiction ARCAP 6, 7; Ariz. R. Civ. P. 26(C), 45(D) (Appellant Pro Per) = DENIED. Hon Randall M Howe - Author
66.	19-Mar-2026	ORDERED:(Appellant's Motion for Judicial Notice of Related State and Federal Proceedings and Orders Pursuant to Arizona Rule of Evidence 201, ARCAP 11, and the Court's Inherent Authority) Deferring a ruling on the motion to the panel that considers this appeal on the merits. Melina Brill ProTem Judge - Author
67.	20-Mar-2026	FILED: Appellee's Response to Appellant's Motion for Judicial Notice; Certificate of Service (Appellee)
68.	1-Apr-2026	FILED: Appellee WRI Summit REIT LP's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee WRI)
69.	2-Apr-2026	FILED: Appellant's Second Emergency Motion for Judicial Notice of Material Post Record Facts Pursuant to Ariz. R. Evid. 201 and Ariz. R. Civ. App. P. 11 and 21, Regarding Landlord Lockout, Seizure and Destruction of Business Records, and Resulting Inability to Comply with Regulatory Subpoena; Certificate of Service; Confidential State-Issued Supoena; Courtesy Copy of Arizona State Board of Nursing - Notice of Charges (Appellant Pro Per)
70.	7-Apr-2026	ORDERED: Appellant's Second Emergency Motion for Judicial Notice of Material Post Record Facts Pursuant to Ariz. R. Evid. 201 and Ariz. R. Civ. App. P. 11 and 21, Regarding Landlord Lockout, Seizure and Destruction of Business Records, and Resulting Inability to Comply with Regulatory Subpoena (Appellant Pro Per) = DENIED. Hon Randall M Howe - Author
71.	9-Apr-2026	FILED: Declaration of Stefanie A. Kuerschner Regarding Fraud on the Court, Newly Discovered Evidence of Reletting, Mail Interference, and Continuing Prejudice; Supporting Evidence of Fraud on the Court, Newly Discovered Evidence of Reletting, Mail Interference and Continuing Prejudice; Courtesy Copy of Motion to Restore and Supplement the Record with Plaintiff's Exhibit 7 10/28/2024 Lockout Letter & Attached Ledger, filed in the Superior Court of Maricopa County 10/01/25; APS and Chamber of Commerce Mail sent to MSR Studios LLC and Body Bar at old Summit Aesthetics LLC address (Appellant Pro Per)
72.	9-Apr-2026	FILED: Appellant's Motion to Supplement the Record on Appeal or, in the Alternative, for Limited Remand and for Judicial Notice; Certificate of Service (Appellant Pro Per)
73.	9-Apr-2026	FILED: Appellants Reply in Support of Motion for Judicial Notice Pursuant to Arizona Rule of Evidence 201, ARCAP 11(E), and Applicable Arizona Law, and in Response to Appellees Opposition; Certificate of Service; Untitled (Evidence); Declaration (Appellant Pro Per)
74.	13-Apr-2026	FILED: Appellant Reply Brief; Certificate of Compliance; Certificate of Service (Appellant Pro Per)
75.	14-Apr-2026	ORDERED: Appellant's Motion to Supplement the Record on Appeal or, in the Alternative, for Limited Remand and for Judicial Notice (Appellant Pro Per) = DENIED. Melina Brill ProTem Judge - Author
76.	21-Apr-2026	FILED: Notice of Change of Contact Information; Certificate of Service (Appellant Pro Per)
77.	21-Apr-2026	FILED: Amended Certificate of Service; Amended Certificate of Service (Duplicate) (Appellant Pro Per)
78.	21-Apr-2026	FILED: Consent to Electronic Distribution; Amended Certificate of Service (Appellant Pro Per)
79.	26-May-2026	CLNDR: CONFERENCE, Department B, 7-28-26, COURTROOM 1.
80.	28-May-2026	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days