

Court of Appeals, Division One

Juvenile

1 CA-JV 23-0216

IN RE TERM OF PARENTAL RIGHTS AS TO C.S., et al.

Appellate Case Information

Case Filed: 1-Dec-2023

Case Closed:

Dept/Composition

Department F

Hon. Daniel J Kiley
Hon. Kent E Cattani
Hon. D Steven Williams

Side 1. COREY S., CHRISTINA R., Appellant

(Litigant Group) COREY S.

- Corey S.

Attorneys for: Appellant Corey S.

H Clark Jones, Esq. (AZ Bar No. 29834)

(Litigant Group) CHRISTINA R.

- Christina R.

Attorneys for: Appellant Christina R.

Thomas A Vierling, Esq. (AZ Bar No. 14286)

Side 2. DEPARTMENT OF CHILD SAFETY, C.S., H.S., C.S., Appellee

(Litigant Group) DCS

- Department of Child Safety

Attorneys for: Appellee DCS

Jennifer L Thorson, Esq. (AZ Bar No. 25789)

(Litigant Group) C.S., H.S., C.S.

- C. S.
H. S.
C. S.

Attorneys for: Appellee Children

Sara Smith, Esq. (AZ Bar No. 23339)

Justin Fernstrom, Esq. (AZ Bar No. 28082)

CASE STATUS

Aug 22, 2024...Decision Rendered

Table with 6 columns: PREDECESSOR CASE (S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, JD41077, Termination of Parental Rights, Suzanne Scheiner Marwil, Authoring Judge of Order.

4 OPEN DUE DATES

Notice of Intent to File Petition for Review Due Due By: Friday, September 6, 2024

Re: MEMORANDUM DECISION (Affirmed) Hon Kent E Cattani - Author; Hon Daniel J Kiley - Concur; Hon D Steven Williams - Concur

Petition for Review to ASC due Due By: Monday, September 23, 2024

Re: MEMORANDUM DECISION (Affirmed) Hon Kent E Cattani - Author; Hon Daniel J Kiley - Concur; Hon D Steven Williams - Concur

DCS Affidavit (AO 2024-08) Due Due By: Monday, September 23, 2024

Re: FILED: JV Appellate Clerk Notice Re Mandate (AO 2024-08)

Counsel Avowal (AO 2024-08) Due Due By: Monday, September 23, 2024

Re: FILED: JV Appellate Clerk Notice Re Mandate (AO 2024-08)

CASE DECISION

22-Aug-2024 MEMORANDUM DECISION

Kent Cattani.....Author
Daniel Kiley.....Concur
D Williams.....Concur

Filed: 22-Aug-2024 Mandate:

Table with 1 column: Decision Disposition. Row 1: Affirmed

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26 PROCEEDING ENTRIES

1. 1-Dec-2023 FILED: Notice of Appeal from Maricopa County Superior Court filed 11/28/2023 and Notification of Notice of Appeal Filed (Corey S.)
2. 4-Dec-2023 FILED: Appellate Clerk Notice (606(b))
3. 11-Dec-2023 FILED: DCS's Notice of Change of Counsel; DCS's Certificate of Service for Notice of Change of Counsel (Appellee DCS)
4. 13-Dec-2023 FILED: Reporter's Transcript - 10/24/2023 - Contested Severance Hearing (Ellen S. Kolman)
5. 13-Dec-2023 FILED: Notice of Appeal from Maricopa County Superior Court filed 12/08/2023 and Notification of Notice of Appeal Filed (Christina R.)
6. 15-Dec-2023 FILED: E-Record on Appeal: JD41077
Instrument/Minute Entries: Combined
Exhibits: Hearing Date: 09/15/2021 - LIST # E1
Hearing Date: 01/14/2022 - LIST # E1
Hearing Date: 10/19/2022 - LIST # E1
Hearing Date: 01/04/2023 - LIST # E1
Hearing Date: 03/20/2021 - LIST # E1 E2
Hearing Date: 10/24/2023 - LIST # E1 E7 E9 E10 E11 E15 E15 E15 E16 E17 E18 E20 E26 E27 E28 E29 E30
7. 15-Dec-2023 FILED: Notice of Completion of Record
8. 3-Jan-2024 FILED: Appellant Father's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant Corey S.)
9. 4-Jan-2024 FILED: Appellant Mother Christina R.'s Opening Brief; Certificate of Compliance for Appellant Mother Christina R.'s Opening Brief; Certificate of Service for Appellant Mother Christina R.'s Opening Brief and Certificate of Compliance for Appellant Mother Christina R.'s Opening Brief (Appellant Christina R.)
10. 8-Jan-2024 FILED: DCS's Motion for Procedural Order for Leave to File Consolidated Answering Brief and for First Extension of Time to File Consolidated Answering Brief (Motion for Procedural Order); DCS's Certificate of Service for Motion for Procedural Order for Leave to File Consolidated Answering Brief and for First Extension of Time to File Consolidated Answering Brief (Appellee DCS)
11. 8-Jan-2024 ORDERED: DCS's Motion for Procedural Order for Leave to File Consolidated Answering Brief and for First Extension of Time to File Consolidated Answering Brief = GRANTED/ extending the deadline to file the consolidated answering brief as to both Corey S. and Christina R. to 02/13/2024. Patrick Philippe Lacroix ProTem Judge - Author
12. 13-Feb-2024 FILED: Appellee Department of Child Safety's Answering Brief; Appellee Department of Child Safety's Certificate of Compliance; Appellee Department of Child Safety's Certificate of Service (Appellee DCS)
13. 26-Feb-2024 CLNDR: CONFERENCE, Department F, 4-4-24, CONFERENCE ROOM.
14. 26-Feb-2024 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
15. 6-Mar-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record (JD41077)
16. 20-Mar-2024 FILED: DCS's Motion to Suspend Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Motion for Procedural Order); DCS's Certificate of Service for Motion to Suspend Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Appellee DCS)
17. 22-Mar-2024 ORDERED: DCS's Motion to Suspend Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Appellee DCS) = GRANTED/ staying this appeal until 05/20/2024. FURTHER ORDERED: Revesting jurisdiction in the Maricopa County Superior Court and authorizing that court to rule on any motions made by the parties regarding the above matters. FURTHER ORDERED: Directing the clerk of the superior court to transmit a certified copy of the court's rulings to this court by 05/20/2024. FURTHER ORDERED: The stay will be lifted automatically on 05/21/2024, unless before that date DCS files a motion to continue the stay of this appeal that describes the status of the superior court proceedings. FURTHER ORDERED: Vacating the conference set for Thursday, 04/04/2024. The conference will be reset by further order. Hon Daniel J Kiley - Author
18. 16-May-2024 FILED: DCS's Motion to Continue Suspension of Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Motion for Procedural Order); DCS's Certificate of Service to Continue Suspension of Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Appellee DCS)
19. 20-May-2024 ORDERED: DCS's Motion to Continue Suspension of Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Appellee DCS) = GRANTED/ extending the stay of this appeal until 06/20/2024. FURTHER ORDERED: Jurisdiction remains vested in the Maricopa County Superior Court in accordance with our 03/22/2024 order. FURTHER ORDERED: Directing the clerk of the superior court to transmit a certified copy of the court's rulings to this court by 06/20/2024. FURTHER ORDERED: The stay will be lifted automatically on 06/21/2024, unless before that date DCS files a motion to continue the stay of this appeal that describes the status of the superior court proceedings. Hon Daniel J Kiley - Author

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20. 18-Jun-2024 FILED: DCS's Motion to Continue Suspension of Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Motion for Procedural Order); DCS's Certificate of Service to Continue Suspension of Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Appellee DCS)
21. 18-Jun-2024 ORDERED: DCS's Motion to Continue Suspension of Appeal and Temporarily Revest Jurisdiction in the Juvenile Court (Appellee DCS) = GRANTED/ continuing the stay of this appeal until 08/20/2024. FURTHER ORDERED: Directing the clerk of the superior court to transmit a certified copy of the court's rulings to this court by 08/20/2024. FURTHER ORDERED: The stay will be lifted automatically on 08/21/2024, unless before that date DCS files a motion to continue the stay of this appeal that describes the status of the superior court proceedings. Patrick Philippe Lacroix ProTem Judge - Author
22. 2-Aug-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record (JD41077)
23. 22-Aug-2024 MEMORANDUM DECISION (Affirmed) Hon Kent E Cattani - Author; Hon Daniel J Kiley - Concur; Hon D Steven Williams - Concu
24. 22-Aug-2024 FILED: Decision Distribution Notification
25. 22-Aug-2024 FILED: Notice of Juvenile Rule 609
26. 3-Sep-2024 FILED: JV Appellate Clerk Notice Re Mandate (AO 2024-08)