

Court of Appeals, Division One

Special Action

1 CA-SA 24-0105

G.F. v. HON NIELSON et al.

Appellate Case Information

Case Filed: 23-May-2024

Case Closed:

Dept/Composition

Department B

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

Side 1. G.F., Petitioner

(Litigant Group) G.F.

- G. F. Attorney for: Petitioner
Michael P Denea, Esq. (AZ Bar No. 14768)

Side 2. THE HONORABLE DALE P. NIELSON, Judge of the SUPERIOR COURT OF THE STATE OF ARIZONA, in and for the County of NAVAJO,

Respondent Judge,

STATE OF ARIZONA ex rel. BRAD CARLYON, Navajo County Attorney; MELINDA PORTER,

Real Parties in Interest., Respondent

(Litigant Group) HON NIELSON

- Hon. Dale P Nielson, Respondent Judge

(Litigant Group) STATE

- State of Arizona, Real Party in Interest
Bradley W Carlyon, Real Party in Interest
AZ Bar No. 13179
[Current Member]
Admitted 10/27/90

Attorney for: Real Party State
Bradley W Carlyon, Esq. (AZ Bar No. 13179)

(Litigant Group) PORTER

- Melinda Porter, Real Party in Interest Attorney for: Real Party Porter
Bruce S Griffen, Esq. (AZ Bar No. 5673)

CASE STATUS

Sep 3, 2024.....Decision Rendered

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: NAV, S0900CR201900924, Dale P Nielson, Authoring Judge of Order

2 OPEN DUE DATES

Motion for Reconsideration due Due By: Wednesday, September 18, 2024

Re: OPINION (Jurisdiction Accepted, Relief Granted) Hon David D Weinzweig - Author; Hon Andrew M Jacobs - Concur; Hon Jennifer M Perkins - Concur

Petition for Review to ASC due Due By: Thursday, October 3, 2024

Re: OPINION (Jurisdiction Accepted, Relief Granted) Hon David D Weinzweig - Author; Hon Andrew M Jacobs - Concur; Hon Jennifer M Perkins - Concur

CASE DECISION

03-Sep-2024 OPINION

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

Filed: 03-Sep-2024 Mandate:

Table with 1 column: Decision Disposition. Content: Jurisdiction Accepted, Relief Granted

19 PROCEEDING ENTRIES

- 1. 23-May-2024 FILED: Petition For Special Action; Certificate Of Compliance For Petition For Special Action; Petition for Special Action Party Contact Information; Statement Of Service For Petition For Special Action (Petitioner)

Court of Appeals, Division One

Special Action

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19 PROCEEDING ENTRIES

2. 23-May-2024 FILED: Index And Appendix To Petition For Special Action (Petitioner)
3. 24-May-2024 FILED: Special Action Clerk Notice (Assigned to Dept B, Judges Jacobs, Perkins, Weinzweig)
4. 28-May-2024 FILED: Notice of Stay Hearing (5/29/24)
5. 29-May-2024 FILED: Notice Of Stay Hearing Request; Statement Of Service For Notice Of Stay Hearing Request
6. 29-May-2024 ORDERED: Granting the motion and staying any proceeding to terminate probation and any proceedings to award, deny, or modify restitution until further order of this court. Hon Andrew M Jacobs - Author
7. 31-May-2024 FILED: Notice to Court of Payment of Filing Fee; Statement of Service For Notice of Payment of Filing Fee (Real Party Porter)
8. 31-May-2024 FILED: Response to Petition for Special Action; Certificate of Compliance For Response to Petition for Special Action; Statement of Service For Response to Petition for Special Action (Real Party Porter)
9. 31-May-2024 FILED: Appendix to Response to Petition for Special Action; Appendix to Response to Petition for Special Action (Duplicate) (Real Party Porter) (STRIKEN PER ORDER FILED 6/19/24)
10. 5-Jun-2024 RECEIPT No.: 2024-00539 ; \$140.00, Authorization: # 570047554133, Applied to: PORTER - Class B Filing Fee (\$140.00) Paid for: Griffen & Stevens Law Firm PLLC - By nCourt, LLC
11. 5-Jun-2024 RECEIPT No.: 2024-00540 ; \$140.00, Authorization: # 570047554133, Applied to: PORTER - Class B Filing Fee (\$140.00) Paid for: Griffen & Stevens Law Firm PLLC - By nCourt, LLC (Memo: X-Ref: 2024-00539)
12. 5-Jun-2024 VOID RECEIPT No.: 2024-00539 - \$-140.00, Authorization: # 570047554133, - Applied to: PORTER - Class B Filing Fee (\$-140.00) Paid for: Griffen & Stevens Law Firm PLLC - By: nCourt, LLC VOID Reason: X-Ref: 2024-00540 Incorrect Payment Method
13. 7-Jun-2024 FILED: Motion To Strike; Statement Of Service For Motion To Strike (Petitioner)
14. 7-Jun-2024 FILED: Reply To Response To Petition For Special Action; Statement Of Service For Reply To Response To Petition For Special Action; Certificate Of Compliance For Reply To Response To Petition For Special Action (Petitioner)
15. 7-Jun-2024 FILED: Index And Appendix To Reply To Response To Petition For Special Action (Petitioner)
16. 17-Jun-2024 ORDERED: Motion To Strike (Petitioner) = GRANTED/striking 'Appendix Item 2' from the record on appeal and from public record. Hon Andrew M Jacobs - Author (WITHDRAWN PER ORDER FILED 6/18/24)
17. 18-Jun-2024 ORDERED: withdrawing this court's Order Granting Motion to Strike filed 6/17/24. FURTHER ORDERED: granting Petitioner's Motion to Strike Real Party in Interest's Appendix to Response to Petition for Special Action in its entirety from the record on appeal and from public record. Porter may refile an Appendix without Item 2. Hon Andrew M Jacobs - Author
18. 3-Sep-2024 OPINION (Jurisdiction Accepted, Relief Granted) Hon David D Weinzweig - Author; Hon Andrew M Jacobs - Concur; Hon Jennifer M Perkins - Concur
19. 3-Sep-2024 FILED: Decision Distribution Notification