

**Arizona Supreme Court**  
**Civil Petition for Review - Special Action**

**CV-24-0155-PR**

**FLORIAN v HON CUSHNER/HON POLK/DCS**

**Appellate Case Information**

Case Filed: 12-Jul-2024 Archive on: 29-Aug-2034 (planned)  
 Case Closed: 29-Aug-2024

**Dept/Composition**

**Side 1. ASHLEY FLORIAN, Petitioner**

(Litigant Group) ASHLEY FLORIAN

- Ashley Florian PRO SE

**Side 2. THE HONORABLE QUINTIN CUSHNER and THE HONORABLE JAY M. POLK, Judges of the SUPERIOR COURT OF THE STATE OF ARIZONA, in and for the County of MARICOPA, Respondent Judge**

(Litigant Group) THE HONORABLE QUINTIN CUSHNER and THE HONORABLE JAY M. POLK, Judges of the SUPERIOR COURT OF THE STATE OF ARIZONA, in and for the County of MARICOPA

- Hon. Quintin H Cushner
- Hon. Jay M Polk

**Side 3. DEPARTMENT OF CHILD SAFETY, Real Party in Interest**

(Litigant Group) DEPARTMENT OF CHILD SAFETY

- Department of Child Safety

**Attorneys for: Real Party in Interest**  
 Kristin K Mayes, Esq. (AZ Bar No. 22584)  
 Dawn Rachelle Williams, Esq. (AZ Bar No. 20730)

**CASE STATUS**

Aug 29, 2024...Case Closed

Aug 29, 2024...Decision Rendered

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
1 CA	1 CA-SA 24-0145				
↶ MAR	FC 2022-094852		Quintin H Cushner, Authoring Judge of Order Comments: (none)		
↶ MAR	JD39241		Jay M Polk, Authoring Judge of Order Comments: (none)		

**CASE DECISION**

**29-Aug-2024 ORDER**

\* On July 12, 2024, Petitioner Ashley Florian filed an untitled document which this Court has treated as a petition for review of the Court of Appeals' order declining special action jurisdiction in Case No. 1 CA-SA 24-0145. Petitioner has since filed a

Filed: 29-Aug-2024 Mandate:

Decision Disposition
<b>Denied</b>

William Montgomery

**28 PROCEEDING ENTRIES**

- 12-Jul-2024 FILED: Untitled Document (Treated as a Petition for Review); Certificate of Service; Certificate of Compliance; (i.e. SA Petition -Exhibit A) (Petitioner Florian, Pro Se)
- 12-Jul-2024 FILED: Order Declining Special Action Jurisdiction; (i.e. Motion Dismiss Dependency - Exhibit B); (i.e. Request Stay - Exhibit C); (i.e. Special Action Clerk - Exhibit D) (Petitioner Florian, Pro Se)
- 17-Jul-2024 FILED: Motion to Expedite Review; Certificate of Service; (Maricopa County Superior Court) Motion to Vacate Dependency Adjudication and Remand to Family Court for Custody Determination; Letter to the Court (Petitioner Florian, Pro Se)
- 17-Jul-2024 FILED: Record from CofA: Electronic Record

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5.	19-Jul-2024	FILED: Petition for Special Action (Treated as a Generic Filing); Certificate of Service; (Copy of) Court of Appeals Case Docket (Petitioner Florian, Pro Se)
6.	22-Jul-2024	FILED: Petition for Review (Treated as a Generic Filing); Certificate of Compliance; Order (MCSC) Filed 8/19/22; Orders (Petitioner Florian, Pro Se)
7.	24-Jul-2024	RECEIPT No.: 2024-00170 ; \$280.00, Authorization: 8828048128073725, Applied to: ASHLEY FLORIAN - Class A Filing Fee (\$280.00) Paid for: ASHLEY FLORIAN - By nCourt LLC
8.	24-Jul-2024	FILED: (Duplicate) Petition for Review (Treated as a Generic Filing); Certificate of Service; Certificate of Compliance; Order Taking No Action (Filed 7/24/24 in CofA1); (Duplicate) Petition for Special Action (Treated as a Generic Filing) (Petitioner Florian, Pro Se)
9.	24-Jul-2024	FILED: DCS's Notice of Change of Counsel; Certificate of Service (Real Party DCS)
10.	24-Jul-2024	FILED: (Copy of) Motion for Leave to File Interlocutory Appeal (Filed in CofA 1); Certificate of Service; (Copy of) Motion for Leave to Proceed in Forma Pauperis (Filed in USSC) (Petitioner Florian, Pro Se)
11.	24-Jul-2024	FILED: (Copy of) Motion for Leave to File Interlocutory Appeal (Filed in CofA 1); Certificate of Service; (Copy of) DCS's Certificate of Service (Petitioner Florian, Pro Se)
12.	30-Jul-2024	FILED: (Duplicate) Petition for Special Action (Treated as a Generic Filing); Certificate of Service (Petitioner Florian, Pro Se)
13.	31-Jul-2024	FILED: (Duplicate) Petition for Special Action (Treated as a Generic Filing); Certificate of Compliance; Certificate of Service; (Duplicate) Certificate of Compliance; (Duplicate) Petition for Review (Petitioner Florian, Pro Se)
14.	1-Aug-2024	RECEIPT No.: 2024-00175 ; \$280.00, Authorization: 8124340063901759, Applied to: ASHLEY FLORIAN - Overpayment Class A (\$280.00) Paid for: ASHLEY FLORIAN - By nCourt LLC
15.	1-Aug-2024	RECEIPT No.: 2024-00177 ; \$280.00, Authorization: 8828048128073725, Applied to: ASHLEY FLORIAN - Class A Filing Fee (\$280.00) Paid for: ASHLEY FLORIAN - By nCourt LLC
16.	1-Aug-2024	VOID RECEIPT No.: 2024-00170 - \$-280.00, Authorization: 8828048128073725, - Applied to: ASHLEY FLORIAN - Class A Filing Fee (\$-280.00) Paid for: ASHLEY FLORIAN - By: nCourt LLC VOID Reason: Incorrect authorization number. Replaced by 2024-00176. (tkl)
17.	1-Aug-2024	VOID RECEIPT No.: 2024-00175 - \$-280.00, Authorization: 8124340063901759, - Applied to: ASHLEY FLORIAN - Overpayment Class A (\$-280.00) Paid for: ASHLEY FLORIAN - By: nCourt LLC VOID Reason: Incorrect categorization as overpayment. Replaced by 2024-00177. (tkl)
18.	1-Aug-2024	VOID RECEIPT No.: 2024-00177 - \$-280.00, Authorization: 8828048128073725, - Applied to: ASHLEY FLORIAN - Class A Filing Fee (\$-280.00) Paid for: ASHLEY FLORIAN - By: nCourt LLC VOID Reason: Incorrect authorization number. Replaced by 2024-00178. (tkl)
19.	1-Aug-2024	RECEIPT No.: 2024-00179 ; \$280.00, Authorization: 8124340063901759, Applied to: ASHLEY FLORIAN - Class A Filing Fee (\$280.00) Paid for: ASHLEY FLORIAN - By nCourt LLC (Memo: Replaces receipt No. 2024-00178, entered wrong name in account section.)
20.	2-Aug-2024	RECEIPT No.: 2024-00187 ; \$280.00, Authorization: 8476267001240178, Applied to: ASHLEY FLORIAN - Overpayment Class A (\$280.00) Paid for: ASHLEY FLORIAN - By nCourt LLC
21.	9-Aug-2024	FILED: Department of Child Safety's Notice of No Response; Certificate of Service (Real Party DCS)
22.	14-Aug-2024	FILED: Preliminary Protective Hearing (MCSC) Filed 7/31/24; Order Dismissing Appeal (CofA1) Filed 8/12/24; (Copy of) Notice of Issue (Filed in MCSC); (Duplicate) Petition for Special Action (Treated as a Generic Filing) (Petitioner Florian, Pro Se)
23.	14-Aug-2024	FILED: (Copy of) Order Filed in MCSC; (Copy of) Exhibit B (Petitioner Florian, Pro Se)
24.	19-Aug-2024	FILED: (Copy of) Untitled Document (Filed in CofA); Certificate of Service; Certificate of Compliance; Order Dismissing Appeal (Petitioner Florian, Pro Se)
25.	21-Aug-2024	FILED: Return of Payment in the amount of \$280.00, State of Arizona Warrant No. 114123 dated 8/15/2024 to Ashley Florian for "(Duplicate) Petition for Review (Treated as a Generic Filing)" filed by Petitioner Florian, Pro Se (See Dkt No. 8)
26.	23-Aug-2024	FILED: Untitled Document (Treated as a Generic Filing); (Duplicate) Certificate of Service; (Duplicate) Certificate of Compliance; (Duplicate) Motion to Expedite Review (Petitioner Florian, Pro Se)
27.	23-Aug-2024	FILED: (Duplicate) Petition for Review; (Copy of) Hearing (MCSC) Filed 7/31/24; (Copy of) Motion (Filed in MCSC); (Duplicate) Motion to Expedite Review

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**28 PROCEEDING ENTRIES**

28.        29-Aug-2024    On July 12, 2024, Petitioner Ashley Florian filed an untitled document which this Court has treated as a petition for review of the Court of Appeals' order declining special action jurisdiction in Case No. 1 CA-SA 24-0145. Petitioner has since filed a "Motion to Expedite Review," a "Petition for Special Action," a "Petition for Review," and other generic filings. A panel composed of Justice Brutinel, Justice Bolick, Justice Montgomery, and Justice King having considered the foregoing,

IT IS ORDERED denying the petition for review.

IT IS FURTHER ORDERED denying relief in connection with all other pending motions and petitions filed by Petitioner in this matter. (Hon William G Montgomery)

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