

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

**CV-25-0116-PR**

**GELVIN v HON. PARKER/GELVIN**

**Appellate Case Information**

Case Filed: 1-May-2025  
 Case Closed:

**Dept/Composition**

**En Banc**  
 Hon. Ann A. Scott Timmer  
 Hon. John R Lopez  
 Hon. Clint Bolick  
 Hon. James P Beene  
 Hon. William G Montgomery  
 Hon. Kathryn H. King  
 Hon. John Pelander

**Side 1. CRISTINA GELVIN, Petitioner**

(Litigant Group) CRISTINA GELVIN

- Cristina Gelvin

**Attorneys for: Petitioner**

Jeffrey G Pollitt, Esq. (AZ Bar No. 15249)  
 Peter B Swann, Esq. (AZ Bar No. 14671)  
 Marlene A Pontrelli, Esq. (AZ Bar No. 16980)  
 Vail Cloar, Esq. (AZ Bar No. 32011)

**Side 2. THE HONORABLE AMANDA PARKER, Judge of the SUPERIOR COURT OF THE STATE OF ARIZONA, in and for the County of MARICOPA, Respondent Judge**

(Litigant Group) THE HONORABLE AMANDA PARKER, Judge of the SUPERIOR COURT OF THE STATE OF ARIZONA, in and for the County of MARICOPA

- Hon. Amanda M Parker

**Side 3. KERR GELVIN, Real Party in Interest**

(Litigant Group) KERR GELVIN

- Kerr Gelvin

**Attorneys for: Real Party in Interest**

Markus W Risinger, Esq. (AZ Bar No. 31524)  
 Melinda M Sloma, Esq. (AZ Bar No. 25762)

**Side 4. MARICOPA COUNTY INDIGENT DEFENSE AGENCIES and ARIZONA ATTORNEYS FOR CRIMINAL JUSTICE, Amicus Curiae**

(Litigant Group) MARICOPA COUNTY INDIGENT DEFENSE AGENCIES and ARIZONA ATTORNEYS FOR CRIMINAL JUSTICE

- Indigent Defense Agencies
- Arizona Attorneys for Criminal Justice

**Attorneys for: Amicus Curiae**

Rosemarie Pena-Lynch, Esq. (AZ Bar No. 23400)  
 Michael C Jones, Esq. (AZ Bar No. 31736)  
 Shannon L Burns, Esq. (AZ Bar No. 15976)  
 Steve B Koestner, Esq. (AZ Bar No. 11566)  
 Gary M Kula, Esq. (AZ Bar No. 12507)  
 Mikel Steinfeld, Esq. (AZ Bar No. 24996)

**CASE STATUS**

Oct 9, 2025.....Submitted	Aug 20, 2025....At Issue
Aug 19, 2025....Oral Argument Granted	May 1, 2025.....Pending

PREDECESSOR CASE (S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
1 CA 1 CA-SA 24-0252					
↪ MAR FN 2023-002515			Amanda M Parker, Authoring Judge of Order Comments: (none)		

**20 PROCEEDING ENTRIES**

1.	1-May-2025	FILED: Real Party in Interest's Petition for Review of a Special Action Decision of the Court of Appeals; Certificate of Service; Certificate of Compliance (Real Party K. Gelvin)
2.	1-May-2025	FILED: Memorandum Decision (Real Party K. Gelvin)
3.	5-May-2025	FILED: Record from CofA: Electronic Record
4.	8-May-2025	RECEIPT No.: 2025-00127 ; \$330.00, Authorization: 83380968592152239, Applied to: KERR GELVIN - Class A Filing Fee (\$330.00) Paid for: KERR GELVIN - By nCourt LLC

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**20 PROCEEDING ENTRIES**

5. 20-Aug-2025 ORDERED: Real Party in Interest's Petition for Review of a Special Action Decision of the Court of Appeals = GRANTED as to Issues 1-4 and the following additional issue:  
  
Should the Court decide that Accomazzo v. Kemp, 234 Ariz. 169 (App. 2014), is wrongly decided, should the Court's decision be applied prospectively only?  
  
FURTHER ORDERED: The case shall be set for oral argument.  
  
FURTHER ORDERED: The parties may file simultaneous supplemental briefs, not to exceed 20 pages in length, no later than September 8, 2025. Any amicus briefs are due on or before September 19, 2025 and any responses to amicus briefs are due on or before September 30, 2025. Any amicus briefs or responses may not exceed 20 pages in length.  
  
Justice Cruz did not participate in the determination of this matter.
6. 21-Aug-2025 FILED: Record From CofA: Entire Electronic Record
7. 25-Aug-2025 NOTICE OF ORAL ARGUMENT: Set for Thursday, October 9, 2025 at 9:30 A.M. [20 minutes per side].
8. 26-Aug-2025 Justice Cruz is recused and will not participate in the above captioned matter. Therefore, pursuant to Article 6, Section 3 of the Arizona Constitution,  
  
IT IS ORDERED that the Honorable John Pelander, Justice (Retired) of the Arizona Supreme Court is designated to sit on the case until it is finally determined. (Hon. Ann A. Scott Timmer)
9. 28-Aug-2025 FILED: Notice of Association of Counsel; Certificate of Service (Petitioner C. Gelvin)
10. 29-Aug-2025 FILED: Procedural Motion for Extension of Time to File Supplemental Briefs; Certificate of Service (Petitioner C. Gelvin)
11. 26-Aug-2025 FILED: Notice of Acknowledgment of Oral Argument (Markus Risinger will argue) (Real Party K. Gelvin)
12. 28-Aug-2025 FILED: Notice of Acknowledgment of Oral Argument (Peter B. Swann will argue) (Petitioner C. Gelvin)
13. 4-Sep-2025 A "Procedural Motion for Extension of Time to File Supplemental Briefs" (Petitioner C. Gelvin) having been filed on August 29, 2025,  
  
IT IS ORDERED granting the "Procedural Motion for Extension of Time to File Supplemental Briefs." To accommodate the oral argument date, we have selected dates other than the ones requested in the motion. Parties may file simultaneous supplemental briefs, not to exceed 20 pages in length, no later than September 24, 2025. Any amicus briefs are due on or before September 29, 2025, and any responses to amicus briefs are due on or before October 2, 2025. Any amicus briefs or responses may not exceed 20 pages in length. All supplemental briefs shall include a table of citations that alphabetically arranges and indexes the cases, statutes and other authorities cited in the brief and refers to the pages of the brief on which each citation of authority appears. (Hon. Ann A. Scott Timmer)
14. 24-Sep-2025 FILED: Real Party in Interest's Supplemental Brief; Certificate of Service; Certificate of Compliance (Real Party K. Gelvin)
15. 24-Sep-2025 FILED: Petitioner Cristina Gelvin's Supplemental Brief; Certificate of Service; Certificate of Compliance (Petitioner C. Gelvin)
16. 30-Sep-2025 FILED: Brief of Amici Curiae Maricopa County Indigent Defense Agencies and Arizona Attorneys for Criminal Justice; Certificate of Service; Certificate of Compliance (Amici Indigent Defense, et al.)
17. 30-Sep-2025 FILED: Motion for Leave to File Untimely Amici Curiae Brief (Amici Indigent Defense, et al.)
18. 1-Oct-2025 A "Motion for Leave to File Untimely Amici Curiae Brief" (Amici Indigent Defense, et al.) and the brief of amici curiae were filed on September 30, 2025. After consideration and good cause appearing,  
  
IT IS ORDERED the "Motion for Leave to File Untimely Amici Curiae Brief" is granted. The brief will be filed as of September 30, 2025.  
  
IT IS FURTHER ORDERED any responses to amicus briefs are due on or before October 3, 2025. Any responses may not exceed 20 pages in length. (Hon. Ann A. Scott Timmer)
19. 9-Oct-2025 ORAL ARGUMENT - Submitted for decision en banc (Attorneys who argued: Markus W. Risinger, Peter B. Swann)
20. 17-Oct-2025 FILED: Notice of Association of Counsel; Certificate of Service (Real Party in Interest)