

**Arizona Supreme Court**  
**Civil Petition for Review - Juvenile**

**CV-26-0059-PR**

**IN RE TERMINATION OF PARENTAL RIGHTS AS TO M.N.**

**Appellate Case Information**

Case Filed: 20-Feb-2026  
Case Closed:

**Dept/Composition**

**Side 1. DELVAGUS I., Appellant**

(Litigant Group) DELVAGUS I.

- Delvagus I.

**Attorneys for: Appellant**

Chad Joshua Winger, Esq. (AZ Bar No. 22767)

**Side 2. ADOPTION CHOICES OF ARIZONA, Appellee**

(Litigant Group) ADOPTION CHOICES OF ARIZONA

- Adoption Choices of Arizona

**Attorneys for: Appellee**

Jessica Ann Armfield, Esq. (AZ Bar No. 38372)

**Side 3. M.N., Appellee**

(Litigant Group) M.N.

- M. N.

**Attorneys for: Appellee**

Sandra L J Diehl, Esq. (AZ Bar No. 13567)

**CASE STATUS**

Feb 20, 2026....Pending

PREDECESSOR CASE (S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
1 CA 1 CA-JV 25-0156					
CON	S0300SV202100003	Termination of Parental Rights	Angela R Kircher, Authoring Judge of Order Comments: (none)		

**6 PROCEEDING ENTRIES**

- 20-Feb-2026 FILED: Petition for Review of Dismissal of Appeal; Certificate of Service; Certificate of Compliance; Order from the Court of Appeals Deciding the Case (Appellant Delvagus)
- 24-Feb-2026 FILED: Record from CofA: Electronic Record
- 23-Mar-2026 FILED: Appellees' Response to Petition for Review of Dismissal of Appeal; Certificate of Service; Certificate of Compliance (Appellees Adoption Choices of AZ, et al.)
- 23-Mar-2026 FILED: Order from COA (Appellees Adoption Choices of AZ, et al.)
- 24-Mar-2026 FILED: Motion for Procedural Order for Leave to File Response Out of Time; Certificate of Service (Appellees Adoption Choices of AZ, et al.)
- 6-May-2026 On March 23, 2026, Appellees Adoption Choices of Arizona and Child, filed a joint Appellees' Response to Petition for Review of Dismissal of Appeal, and on March 24, 2026, a Motion for Procedural Order for Leave to File Response Out of Time, acknowledging that their Response is untimely and advising that such untimeliness arose from "confusion" between Ariz. R.P. Juv. Ct. 609 and ARCAP 23(F)(1). They further assert, "The delay was not intentional and did not result from bad faith. Rather, it resulted from good-faith reliance on information provided by the Clerk's Office, confusion between the two rules, and constitutes excusable neglect under Rule 6(b)." The Court notes that Appellees have advised that Appellant objects. However, no objection has been filed to date.

Appellees are counseled that "confusion between the two rules," does not constitute "excusable neglect under Rule 6(b)." However, lacking any indication of prejudice and noting that any delay is minimal,

IT IS ORDERED granting the Motion for Procedural Order for Leave to File Response Out of Time and deeming the Response timely filed. The Court will consider the Petition for Review in due course. (Hon. Kathryn H. King)