

English v. Gentry, et al. (2020)

Supreme Court of The United States

Petition For A Writ of Certiorari

Appendices

Appendices  
Pages 1 to 134

**Appendix A**

SUPREME COURT OF ARIZONA

JOSIAH E.,	)	Arizona Supreme Court
	)	No. CV-20-0048-PR
Petitioner,	)	
	)	Court of Appeals
v.	)	Division One
	)	No. 1 CA-SA 20-0023
HON. JO LYNN GENTRY and HON.	)	
ALISON S. BACHUS, JUDGES OF THE	)	Maricopa County
SUPERIOR COURT OF THE STATE OF	)	Superior Court
ARIZONA, in and for the County	)	No. JD33768
of MARICOPA,	)	JS18922
	)	
Respondent Judges,	)	
	)	
ARIZONA DEPARTMENT OF CHILD	)	
SAFETY; M.E.; V.E.; LANDY G.,	)	<b>FILED 03/02/2020</b>
	)	
Real Parties in Interest.	)	
	)	
	)	

**O R D E R**

The Court has received a Petition for Review and request for stay filed by Petitioner, and a "Department of Child Safety's Response to Petitioner's Request for Stay" filed by real party in interest Department of Child Safety. Upon consideration,

**IT IS ORDERED** denying the request for a stay and dismissing the Petition for Review as moot, as petitioner has an adequate remedy by appeal for any error or constitutional infringement occurring in the juvenile proceedings. Rule 1(a), Rules of Procedure for Special

Appendix A

Actions; State *ex rel.* Romley v. Martin, 203 Ariz. 46, 47 (App. 2002).

DATED this 2<sup>nd</sup> day of March, 2020.

/s/

JOHN R. LOPEZ IV  
Duty Justice

TO:

Josiah Adam English III, T337357, Maricopa County Jail, Lower Buckeye  
Hon Jo Lynn Gentry  
Hon Alison Bachus  
Anndrea S Kawamura  
Joseph C Ramiro-Shanahan  
DeeAn Gillespie Strub  
Amy M Wood  
Hon Jeff Fine  
adc

(2)

**Appendix B**

IN THE

**COURT OF APPEALS**

STATE OF ARIZONA

DIVISION ONE



DIVISION ONE

FILED: 2/13/20

AMY M. WOOD,

CLERK

BY: RB

JOSIAH E.,

) Court of Appeals

) Division One

Petitioner, ) No. 1 CA-SA 20-0023

)

v. ) Maricopa County

) Superior Court

THE HONORABLE JO LYNN GENTRY and ) No. JD33768

THE HONORABLE ALISON S. BACHUS, ) JS18922

Judges of the SUPERIOR COURT OF )

THE STATE OF ARIZONA, in and for )

the County of MARICOPA, )

)

Respondent Judges, )

)

ARIZONA DEPARTMENT OF CHILD )

SAFETY; M.E.; V.E.; LANDY G., )

)

Real Parties in Interest. )

)

**ORDER DECLINING SPECIAL ACTION JURISDICTION**

The court, Presiding Judge Paul J. McMurdie and Judges Jennifer B. Campbell and Kent E. Cattani, has considered the petition and for special action. After consideration,

**IT IS ORDERED** that the Court of Appeals, in the exercise of its discretion, declines to accept special action jurisdiction.

**IT IS FURTHER ORDERED** vacating this court's previous order requiring the filing and service of a response.

/s/

PAUL J. McMURDIE, Presiding Judge

(3)

A copy of the foregoing  
was sent to:

**Appendix B**

Josiah Adam English III, T337357 (mailed)  
Joseph C Ramiro-Shanahan  
Anndrea S Kawamura  
DeeAn Gillespie Strub  
Hon Alison Bachus  
Hon Jo Lynn Gentry

## Appendix C

SUPREME COURT OF ARIZONA

JOSIAH E., ) Arizona Supreme Court  
Petitioner, ) No. CV-20-0048-PR  
v. ) Court of Appeals  
Division One  
No. 1 CA-SA 20-0023  
HON. JO LYNN GENTRY and HON. )  
ALISON S. BACHUS, JUDGES OF THE ) Maricopa County  
SUPERIOR COURT OF THE STATE OF ) Superior Court  
ARIZONA, in and for the County ) No. JD33768  
of MARICOPA, ) JS18922  
Respondent Judges, )  
ARIZONA DEPARTMENT OF CHILD )  
SAFETY; M.E.; V.E.; LANDY G., ) **FILED 02/25/2020**  
Real Parties in Interest. )

**O R D E R**

The Court notes that the February 6, 2018 minute entry states, in part, "the outcome of the juvenile matter is not dependent upon the criminal case." Father includes the First Amended Out of Home Dependency Petition filed March 14, 2017, which appears to be based entirely on the same allegations as the criminal case.

IT IS ORDERED that Real Party DCS shall file a response to the request for stay no later than February 27, 2020 advising whether the grounds supporting the severance petition are the same as the allegations in the criminal case.

DATED this 25<sup>th</sup> day of February, 2020.

/s/

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Appendix C

TO:

Josiah Adam English III, T337357, Maricopa County Jail,  
Lower Buckeye  
Hon Jo Lynn Gentry  
Hon Alison Bachus  
Anndrea S Kawamura  
Joseph C Ramiro-Shanahan  
DeeAn Gillespie Strub

Appendix D

SUPREME COURT OF ARIZONA

JOSIAH E., ) Arizona Supreme Court  
Petitioner, ) No. CV-20-0048-PR  
v. )  
HON. JO LYNN GENTRY and HON. ) Court of Appeals  
ALISON S. BACHUS, JUDGES OF THE ) Division One  
SUPERIOR COURT OF THE STATE OF ) No. 1 CA-SA 20-0023  
ARIZONA, in and for the County )  
of MARICOPA, ) Maricopa County  
Respondent Judges, ) Superior Court  
ARIZONA DEPARTMENT OF CHILD ) No. JD33768  
SAFETY; M.E.; V.E.; LANDY G., ) JS18922  
Real Parties in Interest. )  
\_\_\_\_\_  
)

2020 MAR 10 PM 12:48  
CLERK OF THE  
SUPERIOR COURT  
FILED  
F. RIVAS, DEP

O R D E R

The Court has received a "Request for Stay of Proceedings" filed by Petitioner on March 9, 2020, seeking to stay dependency and severance proceedings in juvenile court that commenced on March 2, 2020. The Court having previously denied petitioner's request for a stay of those proceedings on March 2, 2020,

**IT IS ORDERED** denying Petitioner's "Request for Stay of Proceedings" filed on March 9, 2020.

DATED this 10th day of March, 2020.

/s/  
ANN A. SCOTT TIMMER  
Duty Justice

(7)

TO:

Josiah Adam English III, T337357, Maricopa County Jail,  
Lower Buckeye  
Hon Jo Lynn Gentry  
Hon Alison Bachus  
Autumn Spritzer  
Joseph C Ramiro-Shanahan  
DeeAn Gillespie Strub  
Amy M Wood  
Hon Jeff Fine  
pm

**Additional material  
from this filing is  
available in the  
Clerk's Office.**