

# MINUTES

No. 9157

En Banc

*Arizona Supreme Court*  
**Tuesday, June 2, 2026**

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IT IS ORDERED: The Clerk will post the issues the Court will review, if any, to its *Agendas and Cases Before the Court* webpage forthwith.

**CR-26-0009-PR**

**STATE OF ARIZONA v DOMINGO GONZALES**

(1)

*Court of Appeals, Division One*

*1 CA-CR 24-0539 PRPC*

ORDERED: Petition for Review by the Arizona Supreme Court = DENIED.

Justice Montgomery did not participate in the determination of this matter.

**CR-26-0047-PR**

**STATE OF ARIZONA v CHELSI MARIAHA-LEE WISHON**

(2)

*Court of Appeals, Division Two*

*2 CA-CR 25-0251 PRPC*

ORDERED: Petition for Review = DENIED.

**CR-26-0060-PR**

**STATE OF ARIZONA v FRANCISCO SANTIAGO TAPIA MUNOZ**

(3)

*Court of Appeals, Division One*

*1 CA-CR 24-0559*

ORDERED: Appellant's Petition for Review = DENIED.

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*Arizona Supreme Court*  
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**CV-26-0012-PR**

**ABOR v ANDERSON**

(4)

*Court of Appeals, Division One*

*1 CA-SA 25-0007*

ORDERED: Petition for Review = GRANTED as to the following rephrased issue:

Did the court of appeals err by failing to apply the factors this Court set out in *Transamerica* when it concluded that § 41-1494 provides no implied private right of action?

FURTHER ORDERED: Request for Attorneys' Fees (Respondent Anderson) = CONTINUED.

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 June 22, 2026. Any amicus briefs are due on or before July 7, 2026 and any responses to amicus briefs are due on or before July 27, 2026. Any amicus briefs or responses may not exceed 20 pages in length.

**CV-26-0051-PR**

**BALLEZ et al v CITY OF PHOENIX**

(5)

*Court of Appeals, Division One*

*1 CA-SA 26-0016*

ORDERED: Petition for Review of Special Action Decision of the Court of Appeals = DENIED.

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**CR-24-0170-PC**

**STATE OF ARIZONA v BRAD LEE NELSON**

(6) *Mohave County Superior Court* *CR20060904*

ORDERED: State of Arizona's Petition for Review = CONTINUED.

FURTHER ORDERED: Defendant-Respondent's Cross-Petition for Review = DENIED.

Vice Chief Justice Lopez did not participate in the determination of this matter.

**CR-25-0199-PR**

**STATE OF ARIZONA v JEFFREY ALVAREZ**

(7) *Court of Appeals, Division One* *1 CA-CR 24-0426*

ORDERED: Petition for Review = DENIED.

Justice Montgomery did not participate in the determination of this matter.

**CR-26-0010-PR**

**STATE OF ARIZONA v BRANDON MICHAEL LUJAN**

(8) *Court of Appeals, Division One* *1 CA-CR 24-0443*

ORDERED: Petition for Review = DENIED.

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**CR-26-0062-PR**  
(9)

**STATE OF ARIZONA v ANTHONY EUGENE SEARIGHT**  
*Court of Appeals, Division Two*                      *2 CA-CR 24-0230*

ORDERED: State of Arizona's Petition for Review (Request for Depublication) = GRANTED as to partial depublication.

FURTHER ORDERED: Appellant's Petition for Review = DENIED.

FURTHER ORDERED: Pursuant to Rule 111(g), Rule of the Supreme Court, it is ordered depublishing paragraphs 14-31 of the court of appeals' opinion.

**CR-26-0105-PR**  
(10)

**MARCO ANTONIO DIAZ v STATE OF ARIZONA**  
*Court of Appeals, Division One*                      *1 CA-SA 26-0118*

ORDERED: Petition for Review of a Special Decision of the Court of Appeals = DENIED.

**CV-25-0271-PR**  
(11)

**STATE v WARD et al**  
*Court of Appeals, Division One*                      *1 CA-SA 25-0167*

ORDERED: State of Arizona's Petition for Review of a Special Action Decision of the Court of Appeals = DENIED.

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**CV-26-0029-PR**  
(12)

**DELVAGUS v ADOPTION CHOICES et al**

*Court of Appeals, Division One*

*1 CA-SA 25-0379*

ORDERED: Petition for Review of a Special Action Decision of the Court of Appeals = DENIED.

**CV-26-0059-PR**  
(13)

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

*Court of Appeals, Division One*

*1 CA-JV 25-0156*

ORDERED: Petition for Review of Dismissal of Appeal = DENIED.

**CV-26-0063-PR**  
(14)

**MOORE v COTTONWOOD/YAVAPAI**

*Court of Appeals, Division One*

*1 CA-CV 25-0006*

ORDERED: Petition for Review = DENIED.

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**CV-26-0068-PR**  
(15)

**GEBRAN v GEBRAN**

*Court of Appeals, Division One*

*1 CA-CV 24-0932 FC*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Petitioner/Appellant A. Gebran) = DENIED.

FUTHER ORDERED: Request for Attorneys' Fees (Respondent/Appellee G. Gebran) = GRANTED.

**CV-26-0094-PR**  
(16)

**KUERSCHNER v KUERSCHNER**

*Court of Appeals, Division One*

*1 CA-CV 25-0491 PB*

ORDERED: Petition for Review Pursuant to A.R.S. § 12-120.24 and ARCAP 23 Challenging Denial of Reconsideration Fraud on the Court Under A.R.S. § 14-1106; Due Process Violations Under the Fourteenth Amendment and Arizona Law; and Fundamental Record Integrity Errors = DENIED.

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**CR-24-0102-PC**  
(17)

**STATE OF ARIZONA v MICHAEL JONATHAN CARLSON**  
*Pima County Superior Court* *CR20093544-001*

ORDERED: Petition for Review of Denial of Post-Conviction Relief =  
CONTINUED.

Vice Chief Justice Lopez did not participate in the determination of this matter.

**CR-25-0341-PR**  
(18)

**STATE OF ARIZONA v KEVIN DOUGLAS THOMPSON**  
*Court of Appeals, Division Two* *2 CA-CR 25-0152*

ORDERED: Petition for Review = DENIED.

Vice Chief Justice Lopez and Justice Montgomery voted to grant review.

**CV-25-0148-PR**  
(19)

**SYNC TITLE v ACC**  
*Court of Appeals, Division One* *1 CA-CV 23-0606*

ORDERED: Petition for Review of the Decision of the Court of Appeals =  
CONTINUED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellant Sync Title) =  
CONTINUED.

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**CV-25-0212-PR**  
(20)

**CELLEBRATION et al v HON. SCHNEIDER/ACC**

*Court of Appeals, Division One*

*1 CA-SA 24-0236*

ORDERED: Celebration Life Sciences, Inc. and Anand Srivastava's Motion for Stay = CONTINUED.

FURTHER ORDERED: Celebration Life Sciences, Inc. and Anand Srivastava's Motion for Consolidation and Expedited Consideration = CONTINUED.

FURTHER ORDERED: Celebration Life Sciences, Inc. and Anand Srivatava's Petition for Review of a Special Action Decision of the Court of Appeals = CONTINUED.

FURTHER ORDERED: Request for Attorneys' Fees (Petitioners Celebration Life, et al.) = CONTINUED.

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**CV-25-0300-PR**  
(21)

**HUBER v ARIZONA NATUROPATHIC**

*Court of Appeals, Division One*

*1 CA-CV 24-0551*

ORDERED: Appellant Dr. Colleen Huber's Petition for Review By The Supreme Court = DENIED.

FURTHER ORDERED: Arizona Naturopathic Physicians Medical Board's Petition for Review = GRANTED as to the following rephrased issues only:

1. Does the standard of review in § 12-910(F) apply in a trial de novo under § 12-910(D)?
2. Does a jury have the authority to determine the appropriate sanction for unprofessional conduct, if any, under § 32-1551(H) when an appeal from an Arizona Naturopathic Physicians Medical Board is heard as a trial de novo by a jury?

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 June 22, 2026. Any amicus briefs are due on or before July 7, 2026 and any responses to amicus briefs are due on or before July 27, 2026. Any amicus briefs or responses may not exceed 20 pages in length.

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**CV-25-0312-PR**  
(22)

**RICHARD KESTERSON v DONNA SNYDER et al**

*Court of Appeals, Division Two*

*2 CA-CV 25-0048 FC*

*2 CA-CV 25-0049*

ORDERED: Petition for Review to Arizona Supreme Court = GRANTED.

FURTHER ORDERED: Vacating the court of appeals' memorandum decision.

FURTHER ORDERED: Remanding the matter to the court of appeals to reconsider the meaning of ARCAP 9(c) and its applicability to this case.

**CV-25-0317-PR**  
(23)

**JOSEPH TERBORG v TOWN OF PAYSON**

*Court of Appeals, Division Two*

*2 CA-CV 25-0080*

ORDERED: Town of Payson's Petition for Review = GRANTED as to the following rephrased issue:

Did the court of appeals err in holding that Terborg's notice of claim, which offered to settle with the Town of Payson for "One Hundred Thousand Dollars (\$250,000.00)," complied with the "specific amount" requirement in § 12-821.01(A)?

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 June 22, 2026. Any amicus briefs are due on or before July 7, 2026 and any responses to amicus briefs are due on or before July 27, 2026. Any amicus briefs or responses may not exceed 20 pages in length.

