

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2008-094527

03/10/2011

HON. M. JEAN HOAG

CLERK OF THE COURT  
I. Ostrander  
Deputy

IN RE THE MATTER OF  
BASILIO MANUEL MOLINA

JASON PISTINER

AND

PHILICIA MONIQUE MEDRANO

HOLLY A BARTEE

MINUTE ENTRY

Courtroom 302 SEF

9:14 a.m. This is the time set for continued Evidentiary Hearing from November 29, 2010. Petitioner/Father is present and is represented by counsel, Jason Pistiner. Respondent/Mother is present and is represented by counsel, Holly A. Bartee.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

**LET THE RECORD REFLECT** that the clerk of this division retained the exhibits from the Evidentiary Hearing held on May 13, 2010, and continued on August 10, 2010, and November 29, 2010, for use at the continuation of Evidentiary Hearing today.

Counsel for Petitioner/Father addresses the Court regarding the nonappearance of a subpoenaed witness, Marilyn Daniels.

Discussion is held.

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**LET THE RECORD REFLECT** counsel for Respondent/Mother advises the Court that she received notice from Ms. Daniels that due to a family emergency, she is unable to appear today to testify. The Court has not been contacted by Ms. Daniels.

**IT IS ORDERED** the subpoena previously issued and served upon Marilyn Daniels shall remain in full force and effect until April 7, 2011, the date set for the continuation and conclusion of this evidentiary hearing.

**IT IS FURTHER ORDERED** that at the continuation of evidentiary hearing on April 7, 2011, Marilyn Daniels shall be prepared to explain to the Court why she should not be held in contempt of Court for failing to appear today to testify after being properly served with a subpoena.

The following individuals are sworn:

Gayle Byrd  
Patricio de los Santos

The Rule of Exclusion of Witnesses having been invoked previously, the Court instructs the witnesses not to discuss the case, other witnesses' testimony, or his or her testimony with anyone but counsel. The witnesses are directed to remain outside the courtroom until they are called to testify.

Gayle Byrd testifies.

The witness is excused and is released from further testimony.

Patricio de los Santos, previously sworn, now testifies.

10:12 a.m. Court stands in recess.

10:31 a.m. Court reconvenes, with the parties and respective counsel present.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

**LET THE RECORD REFLECT** prior to resumption of this proceeding, Respondent/Mother's exhibit 53 is marked for identification.

Patricio de los Santos resumes testimony.

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Respondent/Mother's exhibit 53 is received in evidence.

The witness is excused and is released from further testimony.

Philicia M. Medrano, previously sworn, testifies further.

Discussion is held regarding the continuation of evidentiary hearing.

**IT IS ORDERED** affirming continuation of Evidentiary Hearing on **April 7, 2011, at 9:00 a.m. (time allotted: 3 hours)** in this division.

**LET THE RECORD REFLECT** the clerk of this division shall retain all of the exhibits marked for identification for use at the continuation of evidentiary hearing on April 7, 2011.

11:55 a.m. Court stands in recess until April 7, 2011, at 9:00 a.m.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.