

Court of Appeals, Division One
Civil Appeal

1 CA-CV 12-0831

WHITE MTN v. MAR COUNTY

Appellate Case Information Case Filed: 14-Dec-2012 Case Closed:	Dept/Composition Dept D Hon. Donn Kessler Hon. Michael J Brown Hon. Peter B Swann
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Consolidated with: 1 CA-CV 13-0697 1 CA-CV 14-0372

Side 1. WHITE MOUNTAIN HEALTH CENTER, INC., an Arizona non-profit corporation, Plaintiff/Appellee

(Litigant Group) WHITE MOUNTAIN HEALTH CENTER INC

- White Mountain Health Center Inc

Co-Counsel for: Plaintiff/Appellee White Mountain

Emma A Andersson, Esq. (CA Bar No. 260637)
Ezekiel R Edwards, Esq. (NY Bar No. 4189304)
Daniel Joseph Pochoda, Esq. (AZ Bar No. 21979)
Steven M White, Esq. (AZ Bar No. 20061)
Anne M Brady, Esq. (AZ Bar No. 26205)

Side 2. MARICOPA COUNTY; WILLIAM MONTGOMERY, ESQ., Maricopa County Attorney, Defendant/Appellant

(Litigant Group) MARICOPA COUNTY et al.

- Maricopa County
- William G Montgomery
AZ Bar No. 21246
[Current Member]
Admitted 10/29/01

Attorneys for: Defendants/Appellants Maricopa Cnty

Thomas P Liddy, Esq. (AZ Bar No. 19384)
Bruce P White, Esq. (AZ Bar No. 4802)
Joseph I Vigil, Esq. (AZ Bar No. 18677)
Wayne J Peck, Esq. (AZ Bar No. 25677)

Side 3. STATE OF ARIZONA ex rel. THOMAS C. HORNE, in his official capacity as Attorney General, Intervenor/Appellant

(Litigant Group) STATE OF ARIZONA

- State of Arizona
- Thomas C Horne, Arizona Attorney General's Office

Attorneys for: Intervenor/Appellant State of AZ

Charles A Grube, Esq. (AZ Bar No. 11511)

Side 4. JUDICAL WATCH, INC., Amicus Curiae

(Litigant Group) JUDICAL WATCH, INC.

- Judicial Watch Inc

Counsel for: Amicus Curiae Judicial Watch

Todd Feltus, Esq. (AZ Bar No. 19076)

Side 5. YAVAPAI COUNTY ATTORNEY, Amicus Curiae

(Litigant Group) YAVAPAI COUNTY ATTORNEY

- Yavapai County Attorney's Office

Attorneys for: Amicus Curiae YCA

Benjamin D Kreutzberg, Esq. (AZ Bar No. 27984)

CASE STATUS

Dec 20, 2016....Decision Rendered

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2012-053585	Arizona's Medical Marijuana Act (AMMA)		Michael D Gordon, Authoring Judge of Order		

DESCENDENT CASE(S)
ASC T-13-0001-CV

2 OPEN DUE DATES

Motion for Reconsideration due **Due By:** Wednesday, January 4, 2017

Re: OPINION (Affirmed in Part, Reversed in Part) Hon Donn Kessler - Author; Hon Peter B Swann - Concur; Hon Michael J Brown - Concur

Petition for Review to ASC due **Due By:** Thursday, January 19, 2017

Re: OPINION (Affirmed in Part, Reversed in Part) Hon Donn Kessler - Author; Hon Peter B Swann - Concur; Hon Michael J Brown - Concur

Court of Appeals, Division One
Civil Appeal

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WHITE MTN v. MAR COUNTY

CASE DECISION

20-Dec-2016 **OPINION**

Donn Kessler.....Author
Peter Swann.....Concur
Michael Brown.....Concur

Filed: **20-Dec-2016**

Mandate:

Decision Disposition

Affirmed in Part
Reversed in Part

DECISION APPLIES TO THE FOLLOWING OTHER CASE(S)

1 CA-CV 13-0697	MARICOPA v. WHITE MTN
1 CA-CV 14-0372	WHITE MTN v. MAR COUNTY et al.

107 PROCEEDING ENTRIES

1. 14-Dec-2012 FILED: Expedited Motion to Stay or Suspend the Trial Court's December 3,2012 Judgment Pending Expedited Appeal; Notice of Appeal; Certificate of Service; Exhibit 1-5 (Appellant)
2. 14-Dec-2012 ORDERED: the Plaintiff-Appellee shall file any response to the Expedited Motion to Stay by 4:00 p.m. on 12/18/12. The Defendants-Appellants shall file any reply by 4:00 p.m. on 12/19/12. FURTHER ORDERED: setting oral argument on the Expedited Motion for Stay before Department C of the Court of Appeals, Division One, in Courtroom 1 on 12/20/12 at 9:30 a.m. Hon Michael J Brown - Author
3. 18-Dec-2012 FILED: Response to County Defendants' Motion to Stay or Suspend the Trial Court's December 3, 2012 Judgment Pending Expedited Appeal; Certificate of Service of Response to County Defendants' Motion to Stay or Suspend the Trial Court's December 3, 2012 Judgment Pending Expedited Appeal; Exhibits A (Appellee)
4. 18-Dec-2012 FILED: Notice of Related Case; Certificate of Service (Appellant)
5. 19-Dec-2012 FILED: Notice of Related Case; Certificate of Service (Appellee)
6. 19-Dec-2012 AMENDED ORDER: Plaintiff-Appellee shall file any response to the Expedited Motion to Stay by 4:00 p.m. on 12/18/12. The Defendants-Appellants shall file any reply by 4:00 p.m. on 12/19/12. FURTHER ORDERED: setting oral argument on the Expedited Motion for Stay before Department C of the Court of Appeals, Division One, in Courtroom 2 on 12/20/12 at 9:30 a.m. FURTHER ORDERED: each side will be allocated twenty minutes for oral argument. Hon Samuel A Thumma - Author
7. 19-Dec-2012 FILED: County Defendants' Reply in Support of Expedited Motion to Stay or Suspend the Trial Court's December 3, 2012 Judgment Pending Expedited Appeal; Certificate of Service; Exhibit 1 (Appellant)
8. 20-Dec-2012 RECEIPT No.: 2012-01814 ; \$140.00, Authorization: Ref1: 54019727048, Applied to: WHITE MOUNTAIN HEALTH CENTER INC - Appellee's Filing Fee Paid for: Daniel Joseph Pochoda - By Intresys Inc
9. 20-Dec-2012 FILED: Sign-in Sheet/Motion to Stay is Under Advisement (Dept C, Judges Thumma, Brown, Johnsen)
10. 20-Dec-2012 ORDERED: denying Appellants' Expedited Motion to Stay or Suspend the Trial Court's 12/3/12 Judgment Pending Expedited Appeal. In reaching this conclusion, the court does not express any opinion on the merits of the pending appeal. Hon Samuel A Thumma - Author
11. 21-Dec-2012 RECEIPT No.: 2012-01821 ; \$140.00, Authorization: #55009761500, Applied to: WHITE MOUNTAIN HEALTH CENTER INC - Appellee's Filing Fee Paid for: Jeffrey S Kaufman Ltd - By Integrated Resource Systems
12. 27-Dec-2012 VOID RECEIPT No.: 2012-01821 - \$-140.00, Authorization: #55009761500, - Applied to: WHITE MOUNTAIN HEALTH CENTER INC - Appellee's Filing Fee Paid for: Jeffrey S Kaufman Ltd - By: Integrated Resource Systems - Comments: x-ref 2012-01814 duplicate payment refund to be issued. alc
13. 4-Jan-2013 FILED: Letter, 1/4/13, to: Jeffrey S. Kaufman LTD, from Court, re: Refund of duplicate filing fee
14. 17-Jan-2013 FILED: e-Record on Appeal: Instruments/Minute Entries
15. 17-Jan-2013 FILED: Index of Record, Notice of Appeal filed in Maricopa County Superior Court on 12/10/12 (County); Notice of Appeal filed in Maricopa County Superior Court on 12/21/12 (State)
Bond Filed in Superior Court: None
Docketing Statement Filed in Superior Court: 12/24/12
16. 25-Jan-2013 FILED: Motion for Procedural Order to Expedite Appeal; Certificate of Service for Motion to Expedite Appeal (Appellant)

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17. 25-Jan-2013 FILED: Appellants Maricopa County and William Montgomery's Opening Brief; Certificate of Compliance; Certificate of Service for County Defendants' Opening Brief (Appellant)
18. 29-Jan-2013 FILED: Notice to Counsel re: No Appellants' Fee/Brief Due
19. 1-Feb-2013 ORDERED: Motion for Procedural Order to Expedite Appeal(Appellant) = DENIED. Hon Samuel A Thumma - Author
20. 28-Feb-2013 FILED: ASC Order, 2/28/13, re: granting the "Motion to Associate Counsel Pro Hac Vice" and authorizing Ezekiel Edwards and Emma Andersson to appear Pro Hac Vice before this Court in this matter for a period not to exceed one year from the date of this Order.
21. 6-Mar-2013 FILED: Appellee's Request for Oral Argument; Certificate of Service (Appellee)
22. 6-Mar-2013 FILED: Answering Brief; Appellee's Certificate of Compliance; Certificate of Service for Appellee's(sic) Answering Brief (Appellee)
23. 11-Mar-2013 FILED: State's Opening Brief; Certificate of Compliance; Certificate of Service of State's Opening Brief (Intervenor)
24. 11-Mar-2013 ORDERED: Clerk of Maricopa County Superior Court to transmit any portion of record on appeal unavailable in electronic format, including but not limited to reporter's transcripts and exhibits, to clerk of the Court of Appeals, Division One on or before 3/26/13. Ruth Willingham - Author
25. 19-Mar-2013 FILED: Brief of Amicus Curiae Judicial Watch, Inc.; Certificate of Compliance re Amicus Curiae Brief; Certificate of Service of Amicus Curiae Brief (Amicus Curiae)
26. 19-Mar-2013 FILED: Letter from ASC, 3/19/13, re: Petition for Transfer DENIED on 3/19/13
27. 19-Mar-2013 FILED: Notice of Abstention from Filing Brief; Certificate of Service for Notice of Abstention from Filing Brief (Appellant)
28. 26-Mar-2013 Record Receipt Noted - ENTIRE RECORD eFILED - There is no physical record to be transmitted from lower court
29. 28-Mar-2013 FILED: Maricopa County Appellants' Motion for Extension of Time to File Reply Brief; Certificate of Service (Appellant)
30. 2-Apr-2013 FILED: Motion for Permission to File Brief as Amicus Curiae; Certificate of Service (Yavapai County Attorney)
31. 2-Apr-2013 FILED: Amicus Curiae Brief of The Yavapai County Attorney in Support of Appellants, County of Maricopa, State of Arizona; Certificate of Compliance; Certificate of Service (Amicus Curiae)
32. 2-Apr-2013 ORDERED: Maricopa County Appellants' Motion for Extension of Time to File Reply Brief = GRANTED. Due date EXTENDED from Monday, 04-01-2013 to Wednesday, 05-01-2013 Melina Brill ProTem Judge - Author
33. 19-Apr-2013 FILED: Appellee's Answering Brief to State Intervenor-Defendant's Opening Brief; Appellee's Certificate of Compliance; Certificate of Service For Appellee's (sic) Answering Brief (Appellee)
34. 1-May-2013 ORDERED: taking no action on Yavapai County Attorney's Motion for Permission to File Brief as Amicus Curiae. Hon Diane M Johnsen - Author
35. 1-May-2013 FILED: Appellants Maricopa County and William Montgomery's Reply Brief; Certificate of Compliance; Certificate of Service for County Defendant's Reply Brief (Appellant)
36. 14-May-2013 FILED: Motion for Extension of Time to File Reply Brief; Certificate of Service (Intervenor)
37. 15-May-2013 ORDERED: Appellee's Request for Oral Argument (Appellee) = GRANTED. Hon Lawrence F Winthrop - Author
38. 17-May-2013 ORDERED: extending the time for filing the reply brief to and including 5/31/13. Melina Brill ProTem Judge - Author
39. 31-May-2013 FILED: State's Reply Brief; Certificate of Compliance; Certificate of Service of State's Reply Brief (Intervenor)
40. 18-Sep-2013 FILED: Appellee's Supplemental Citation to Legal Authority; Certificate of Service for Appellee's Supplemental Citation to Legal Authority (Appellee)
41. 23-Sep-2013 FILED: Judicial Watch Inc.'s Notice of Change of Address; Judicial Watch Inc.'s Certificate of Service of Notice of Change of Address (Amicus Curiae)
42. 30-Sep-2013 CLNDR: MONTHLY COURT CASE CALENDAR, Department D, 11-27-13, 09:30 am, COURTROOM 1.

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43. 8-Oct-2013 FILED: (VACATED Per Order 11/15/13) Notice of Oral Argument, 11/27/13, 9:30 AM, Courtroom 1, Dept. D, Twenty minutes per side
44. 16-Oct-2013 FILED: Receipt of Notice of Oral Argument, 11/27/13, signed by Bruce P. White on 10/11/13 (Appellants)
45. 30-Oct-2013 FILED: Receipt of Notice of Oral Argument, 11/27/13, signed by Todd Feltus on 10/9/13 (Appellant)
46. 6-Nov-2013 FILED: Application for Permission to Photograph, Record Or Broadcast From the Courtroom (Capitol Media Services)
47. 6-Nov-2013 FILED: Receipt of Notice of Oral Argument, 11/27/13, signed by Emma A. Anderson on 10/21/13 (Appellee)
48. 7-Nov-2013 FILED: Certificate of Mailing re: Application for Permission to Photograph, Record or Broadcast from the Courtroom
49. 7-Nov-2013 ORDERED: Permission to audio record the oral argument = GRANTED. Hon Andrew W Gould - Author
50. 12-Nov-2013 FILED: Memorandum: Judge Thumma for Judge Gould
51. 12-Nov-2013 FILED: Receipt of Notice of Oral Argument, 11/27/13, signed by Charles A. Grube on 10/9/13; Certificate of Service of State's Receipt of Oral Argument Notice (Intervenor)
52. 15-Nov-2013 ORDERED: vacating the oral argument in this appeal currently scheduled for 11/27/13. FURTHER ORDERED: suspending this appeal and revesting jurisdiction in the superior court until and through 12/31/13. FURTHER ORDERED: on or before 12/31/13, shall file with the Clerk of this Court a copy of any final order dealing with the second round of summary judgment motions which resulted in the 10/14/13 order of the superior court. FURTHER ORDERED: directing Clerk of this Court to send a copy of this order to Howard Fischer of Capital Media Services, who has been granted permission to audio-tape the argument previously scheduled for 11/27/13. Hon Donn Kessler - Author
53. 26-Nov-2013 FILED: Notice Of Compliance With Order Of 11/15/2013; Certificate Of Service Of Notice Of Compliance With Order Of 11/15/2013 (Appellant)
54. 4-Dec-2013 FILED: Motion for Stay of Judgment Pending Appeal of November 20, 2013 Final Judgment as Amended by the December 2, 2013 Minute Entry and Request for Expedited Ruling and Request for Oral Argument; Notice of Appeal; Certificate of Service; Exhibits (Appellants Maricopa County and William Montgomery) (filed in 1 CA-CV 13-0697 prior to consolidation with 1 CA-CV 12-0831)
55. 10-Dec-2013 FILED: Supplemented Superior Court e-Record with Revised Index of Record
56. 10-Dec-2013 ORDERED: consolidating the appeals in 1 CA-CV 12-0831 and 1 CA-CV 13-0697. The parties shall use the above caption on all future filings on appeal. FURTHER ORDERED: remanding these consolidated appeals until and through 12/20/13, to permit the superior court to resolve White Mountain's Motion to Amend 11/20/13 or 11/25/13 Judgment, filed on 12/4/13 ("Motion to Amend") and file a signed order or judgment (as appropriate reflecting that resolution. On or before 12/20/13, the parties shall file a copy of any such signed order or judgment with the Clerk of this court in these consolidated appeals or file a notice with the clerk of this court of the status of the Motion to Amend. If no such order or judgment or notice is filed by 12/20/13, jurisdiction will automatically revert in this court to determine appellate jurisdiction and for further proceedings. FURTHER ORDERED: during this remand, no response or reply shall filed to the Motion for Stay. The court will set a briefing schedule on the Motion to Stay after 12/20/13. Hon Donn Kessler - Author
57. 12-Dec-2013 FILED: Notice Of Compliance With Order Of 12/10/2013; Certificate Of Service Of Notice Of Compliance With Order Of 12/10/2013 (Appellants Maricopa County et al.)
58. 17-Dec-2013 FILED: Supplemented Superior Court e-Record with Revised Index of Record
(includes Amended Notice of Appeal - ama)
59. 30-Dec-2013 FILED: Supplemented Superior Court e-Record with Revised Index of Record (Includes Notice of Appeal by Intervenor State ex rel. Thomas C Horne filed 12/18/13)
60. 31-Dec-2013 ORDERED: Appellee White Mountain Health Center to file response to County's Motion for Stay of Judgment on/before 1/15/2014. FURTHER ORDERED County may file reply on/before 1/23/2014. FURTHER ORDERED, if court desires to have oral argument, it will notify parties. FURTHER ORDERED, as part of briefing of Motion for Stay of Judgment, parties shall address whether any action of County is pending amending its zoning for medical marijuana dispensaries which might affect jurisdiction of appeals. FURTHER, staying any merits briefing on issues raised in 1 CA-CV 13-0697 until further order of this court. Hon Donn Kessler - Author
61. 14-Jan-2014 FILED: Response to County Defendants' Motion for Stay of Judgment Pending Appeal of November 20, 2013 Final Judgment Amended by The December 2, 2013 Minute Entry; Certificate of Service; Exhibits 1-3 (Appellee)

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62. 23-Jan-2014 FILED: Reply in Support of Motion for Stay of Judgment Pending Appeal; Certificate of Service Maricopa Reply in Support of Motion for Stay Pending Appeal; Maricopa Reply Exhibits (Appellants Maricopa County and William Montgomery)
63. 29-Jan-2014 FILED: Notice Of Filing Of Supplemental Exhibit To Reply In Support Of Motion For Stay Of Judgment Pending Appeal; Certificate Of Service Of Notice Of Filing Of Supplemental Exhibit To Reply In Support Of Motion For Stay Of Judgment Pending Appeal (Appellants Maricopa County and William Montgomery)
64. 29-Jan-2014 FILED: Notice of Change of Circumstances; Certificate of Service; Exhibit A (Appellee)
65. 26-Mar-2014 ORDERED: counsel shall not contact the panel members' chambers with inquires about the pending matters. Counsel shall direct future inquiries to the Clerk's Office at 602-542-4821. Hon Donn Kessler - Author
66. 31-Mar-2014 ORDERED: denying the Motion to Stay of Judgment. FURTHER ORDERED: denying as moot the request for oral argument and the request for expedited ruling on the motion for stay. FURTHER ORDERED: on or before 4/10/14 Appellants shall file a civil appeals docketing statement. FURTHER ORDERED: on or before 5/12/14, Appellant shall file their separate or consolidated opening briefs in 1 CA-CV 13-0697. FURTHER ORDERED: if any party require additional time to file briefs because of the need to order, prepare, and file with the Clerk of the Court transcripts of hearings held in the superior court, counsel shall file a motion for extension of time no later than ten days before their respective briefs are due to be filed. Hon Donn Kessler - Author
67. 15-Apr-2014 FILED: Supplemented Superior Court e-Record with Revised Index of Record
(Includes Civil Appeals Docketing Statement)
68. 1-May-2014 FILED: Appellants' Unopposed Motion for Extension of time to File Opening Brief; Certificate of Service; Exhibit (Appellant)
69. 2-May-2014 ORDERED: Appellants Maricopa County and William Montgomery and Intervenor/Appellant State of Arizona shall have until and through 6/11/14 to file their separate or consolidated opening brief(s) in 1 CA-CV 13-0697. FURTHER ORDERED: All other provisions of this Court's order filed 3/31/14 remain in effect. Hon Donn Kessler - Author
70. 11-Jun-2014 FILED: Appellants Maricopa County And William Montgomery's Opening Brief; Certificate of Compliance; Certificate of Service For County Defendants' Opening Brief (Appellant) (In Re 1 CA-CV 13-0697)
71. 13-Jun-2014 FILED: Civil Appeals Docketing Statement; Certificate of Service of Civil Appeals Docketing Statement; Exhibit A (Appellant)
72. 26-Jun-2014 FILED: Notice of Withdrawal as Co-Attorney of Record; Certificate of Service (Appellee)
73. 18-Jul-2014 ORDERED: consolidating the appeal in 1 CA-CV 14-0372 with the previously consolidated appeals in 1 CA-CV 12-0831 and 1 CA-CV 13-0697. FURTHER ORDERED: opening brief in 1 CA-CV 14-0372 shall be filed on or before 9/2/14. The answering and any reply brief in 1 CA-CV 14-0372 shall be filed pursuant to Arizona Rule of Civil Appellate Procedure 15. All briefs shall also be served on counsel for amici curiae. Hon Donn Kessler - Author
74. 18-Jul-2014 FILED: Appellee's Unopposed Motion for Extension of Time to File Answering Brief; Certificate of Service (Appellee)
75. 23-Jul-2014 ORDERED: Appellee's Unopposed Motion for Extension of Time to File Answering Brief = GRANTED. Due date EXTENDED from Monday, 07-28-2014 to Wednesday, 08-27-2014. Nothing in this order affects the briefing schedule for 1 CA-CV 14-0372 set in this Court's Order filed 7/18/14. Hon Donn Kessler - Author
76. 1-Aug-2014 FILED: Notice of Errata; Certificate of Service (Appellee)
77. 27-Aug-2014 FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee White Mountain Health)
78. 2-Sep-2014 FILED: Appellants Maricopa County and William Montgomery's Opening Brief relating to Attorney's Fees; Certificate of Compliance; Certificate of Service (Appellant)
79. 11-Sep-2014 ORDERED: Appellants' Motion For Extension Of Time To File Reply Brief Re 1 CA-CV 13-0697 = GRANTED. Due date EXTENDED from Monday, 09-22-2014 to Wednesday, 10-22-2014 Hon Donn Kessler - Author
80. 29-Sep-2014 FILED: Appellee's Unopposed Motion for Extension of Time to File Answering Brief; Certificate of Service (Appellee)
81. 30-Sep-2014 ORDERED: White Mountain shall have until and through 11/12/14 to file its answering brief in 1 CA-CV 14-0372 in response to Appellants Maricopa County and William Montgomery's opening brief filed 9/2/14. Hon Donn Kessler - Author
82. 15-Oct-2014 FILED: Appellants Maricopa County and William Montgomery's Reply Brief Re 1 CA-CV 13-0697; Certificate of Compliance for Appellants' Reply Brief re 1 CA-CV 13-0697; Certificate of Service of Appellants' Reply Brief re 1 CA-CV 13-0697 (Appellant)

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83. 24-Oct-2014 FILED: Appellant's Request for Oral Argument; Certificate of Service for Request for Oral Argument (Appellant)
84. 31-Oct-2014 ORDERED: Appellant's Request for Oral Argument = GRANTED. Hon Donn Kessler - Author
85. 12-Nov-2014 FILED: Appellee's Answering Brief relating to Attorneys' Fees; Certificate of Compliance; Certificate of Service (Appellee White Mntn Health for CV 14-0372)
86. 12-Dec-2014 ORDERED: holding these consolidated cases in abeyance until the Arizona Supreme Court issues its decision in Reed-Kaliher v. Hoggatt. Nothing in this order precludes the Appellants from filing their reply brief on attorneys' fees. Hon Donn Kessler - Author
87. 8-Apr-2015 ORDERED: continuing to hold these consolidated cases in abeyance until ASC issues its mandate in Reed-Kaliher v. Hoggatt. Hon Donn Kessler - Author
88. 1-May-2015 FILED: Appellants Maricopa County and William Montgomery's Motion to Lift the Stay Re 1 CA-CV 13-0697 Only; Certificate of Service of Appellant's Motion to Lift the Stay Re 1 CA-CV 13-0697 Only (Appellant)
89. 27-May-2015 ORDERED: Appellants Maricopa County and William Montgomery's Motion to Lift the Stay Re 1 CA-CV 13-0697 Only (Appellant) = DENIED. Hon Donn Kessler - Author
90. 14-Sep-2015 ORDERED: (Court has determined that ASC has issued mandate in Reed-Kaliher v. Hoggatt and no petition for a writ of certiorari was filed) lifting orders of abeyance in this matter. FURTHER ORDERED: On/before 10/15/15, parties and amici may file briefs on application of Reed-Kaliher to issues in these consolidated appeals. Each supplemental brief shall not exceed ten pages, excluding tables and certificates and any appendices. FURTHER ORDERED: This case will be set for oral argument after filing of above supplemental briefs. Hon Donn Kessler - Author
91. 15-Sep-2015 FILED: Supplemental Amicus Curiae Brief of The Yavapai County Attorney in Support of Appellants County of Maricopa, State of Arizona; Certificate of Compliance; Certificate of Service
92. 6-Oct-2015 FILED: State's Supplemental Brief; Certificate of Compliance; Certificate of Service (Intervenor/Appellant)
93. 15-Oct-2015 FILED: Appellee's Supplemental Brief; Certificate of Compliance; Certificate of Service (White Mountain Appellee)
94. 15-Oct-2015 FILED: Memorandum: Judge Swann for Judge Thumma (Chief Judge Brown)
95. 15-Oct-2015 FILED: Appellants Maricopa County and William Montgomery's Supplemental Brief; Certificate of Compliance for Appellants Maricopa County and William Montgomery's Supplemental Brief; Certificate of Service for Appellants Maricopa County and William Montgomery's Supplemental Brief
96. 15-Oct-2015 FILED: Courtesy Copy of Supplemental Brief of Appellants Maricopa County and William Montgomery (includes Table of Contents and Table of Authorities)
97. 28-Oct-2015 FILED: Appellee's Second Supplemental Citation to Legal Authority; Certificate of Service; Order Re Motion to Dissolve Permanent Injunction dated 10/19/15
98. 11-Dec-2015 FILED: Supplemental Citation of Legal Authorities of Appellants Maricopa County and William Montgomery; Certificate of Service of Supplemental Citation of Legal Authorities (Appellant)
99. 13-Jan-2016 ORDERED: Court will hear oral argument on these consolidated appeals on 3/3/16 @ 10 am. Hon Donn Kessler - Author
100. 28-Jan-2016 FILED: Return Receipt of Notice of Oral Argument signed by Steve White on 1/13/16 (Appellee)
101. 1-Feb-2016 FILED: Appellee's Third Supplemental Citation to Legal Authority; Certificate of Service
102. 23-Feb-2016 FILED: Receipt of Notice of Oral Argument signed by Charles A Grube on 1/13/16; Certificate of Service (Intervenor/Appellant/State of AZ)
103. 24-Feb-2016 FILED: Receipt of Notice of Oral Argument signed by Thomas P. Liddy on 1/13/16; Certificate of Service (Appellant)
104. 26-Feb-2016 FILED: Return Receipt Re Oral Argument, signed by Thomas P. Liddy, on 1/13/16 (Appellant Maricopa County)
105. 3-Mar-2016 FILED: Sign-in Sheet/Case is Under Advisement (Dept D)
106. 20-Dec-2016 OPINION (Affirmed in Part, Reversed in Part) Hon Donn Kessler - Author; Hon Peter B Swann - Concur; Hon Michael J Brown - Concur

Court of Appeals, Division One
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107. 20-Dec-2016 FILED: Opinion Distribution List