

Court of Appeals, Division One

Civil Appeal

1 CA-CV 14-0150

SARDIUS et al. v. APT 4891

Appellate Case Information

Case Filed: 13-Mar-2014
Case Closed:

Dept/Composition

Side 1. SARDIUS GROUP, LLC, a Utah limited liability company; RIDGELINE FINANCIAL, LLC, a Wyoming limited liability company; MAURICE A. GILBERT, a single man, Plaintiff/Appellant
(Litigant Group) SARDIUS GROUP et al.

- Sardius Group LLC
Ridgeline Financial LLC
Maurice A Gilbert

Attorneys for: Plaintiffs/Appellants
R Harvey Dye, Esq. (AZ Bar No. 2184)

Side 2. APT 4891, LLC, a Delaware limited liability company, Defendant/Appellee
(Litigant Group) APT 4891 LLC

- Apt 4891 LLC

Attorneys for: Defendant/Appellee
Jacob A Maskovich, Esq. (AZ Bar No. 21920)

CASE STATUS

Apr 10, 2014....Stayed

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CV2013-054936, Declaratory Judgment; Breach of Contract; Injunction, Alfred M Fenzel, Authoring Judge of Order.

OPEN DUE DATE

Response to Motion to Dismiss due Due By: Monday, February 13, 2017
Re: FILED: Motion to Dismiss (Voluntarily); Certificate of Service; Order of Dismissal (Appellant)

CALENDAR

Friday MOTION CALENDAR
27-Jan-2017 Department M;
File date: 12/30/2016.....Appellants Report on Status of Bankruptcy Appeals (Appellant)

2 PENDING MATTERS

General Motion Filed: 30-Dec-2016
Appellants Report on Status of Bankruptcy Appeals (Appellant) Scheduled: 27-Jan-2017

General Motion Filed: 24-Jan-2017
Motion to Dismiss (Voluntarily) (Appellant)

38 PROCEEDING ENTRIES

- 1. 13-Mar-2014 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 02/03/14
2. 13-Mar-2014 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits - not sent at this time
3. 18-Mar-2014 FILED: Notice to Counsel re: Appellant's Fee/Brief Due
4. 1-Apr-2014 FILED: Notice of Payment of Appellants' Filing Fee; Certificate of Service (Appellant)
5. 4-Apr-2014 RECEIPT No.: 2014-00402 ; \$280.00, Authorization: #93017482809, Applied to: SARDIUS GROUP et al. - Class A Filing Fee (\$280.00) Paid for: R Harvey Dye PLC - By Integrated Resource Systems IN

Court of Appeals, Division One**Civil Appeal****1 CA-CV 14-0150****SARDIUS et al. v. APT 4891****38 PROCEEDING ENTRIES**

6. 7-Apr-2014 FILED: Motion for Extension of Time to File Opening Brief (Motion for Procedural Motion Order); Certificate of Service (Appellant)
7. 8-Apr-2014 FILED: Reporter's Transcript - 12/16/13 (Court Reporter Kim Hannan)
8. 10-Apr-2014 ORDERED: directing appellee and appellants to each file written notice of the status of bankruptcy court proceedings on or before 4/24/14. FURTHER ORDERED: extending the time for filing the opening brief until after the court receives the status reports. Melina Brill ProTem Judge - Author
9. 23-Apr-2014 FILED: Notice of the Status of the Bankruptcy Court Proceeding; Certificate of Service; Exhibit 1 (Appellee)
10. 24-Apr-2014 FILED: Appellants' Status Report; Certificate of Service (Appellant)
11. 25-Apr-2014 RECEIPT No.: 2014-00473 ; \$140.00, Authorization: #14009126448, Applied to: APT 4891 LLC - Class B Filing Fee (\$140.00) Paid for: Bryan Cave LLP - By Integrated Resource Systems IN
12. 29-Apr-2014 ORDERED: staying this appeal until further order. FURTHER ORDERED: within ten calendar days after a decision in the bankruptcy appeal, appellants shall file a written notice of the decision in this appeal, along with a copy of the decision, and indicate whether they will pursue this appeal. FURTHER ORDERED: appellant shall file a status report on or before 7/30/14, indicating the status of the bankruptcy appeal. Melina Brill ProTem Judge - Author
13. 7-May-2014 FILED: Notice of Dismissal of Bankruptcy; Certificate of Service (Appellee)
14. 16-May-2014 FILED: Appellants' Interim Report on Status of Bankruptcy; Certificate of Service (Appellant)
15. 16-Jun-2014 ORDERED: continuing the stay of this appeal. FURTHER ORDERED: within ten days after a decision in the bankruptcy appeal, appellants shall file written notice of the decision in this appeal. FURTHER ORDERED: appellants shall file a status report on or before 7/16/14, indicating the status of the bankruptcy appeal. Melina Brill ProTem Judge - Author
16. 16-Jul-2014 FILED: Appellants' Report on Status of Bankruptcy Appeal; Certificate of Service (Appellant)
17. 22-Jul-2014 ORDERED: directing counsel for appellants to advise this court within ten calendar days of any decision in the bankruptcy appeal. FURTHER ORDERED: directing counsel for appellants to file written notice with this court of the status of the bankruptcy appeal on or before 9/19/14. Melina Brill ProTem Judge - Author
18. 22-Sep-2014 FILED: Appellants' Report on Status of Bankruptcy Appeal; Certificate of Service (Appellant)
19. 25-Sep-2014 ORDERED: continuing the stay of the appeal. FURTHER ORDERED: directing counsel for appellants to advise this court within ten days of any decision in the bankruptcy appeals. FURTHER ORDERED: directing counsel for appellants to file written notice with this court of the status of the bankruptcy appeals on or before 12/19/14. Melina Brill ProTem Judge - Author
20. 19-Dec-2014 FILED: Appellants' Report on Status of Bankruptcy Appeal; Certificate of Service
21. 22-Dec-2014 ORDERED: continuing stay of appeal. FURTHER ORDERED: counsel for appellants to advise court w/in 10 days any decision in bankruptcy appeals. FURTHER ORDERED: counsel for appellants to file written notice re status of bankruptcy on/before 4/20/15. Melina Brill ProTem Judge - Author
22. 5-Feb-2015 FILED: Appellants' Report on Status of Bankruptcy Appeal; Certificate of Service (Appellant)
23. 4-Mar-2015 ORDERED: continuing stay of appeal. FURTHER ORDERED: W/in 10 calendar days after court decision concerning 1st appeal or additional bankruptcy proceedings that occur after remand in 2nd appeal, appellants shall file written notice of decision. FURTHER ORDERED: Appellants to file written notice on/before 5/4/15, re: bankruptcy status. Melina Brill ProTem Judge - Author
24. 4-May-2015 FILED: Appellant's Report on Status of Bankruptcy Appeal; Certificate of Service (Appellant)
25. 29-May-2015 ORDERED: continuing stay of appeal. FURTHER ORDERED: w/in 10 days after any court decision concerning either first or second appeal, appellants shall file written notice along w/ copy of decision and indicate whether they will pursue appeal. FURTHER ORDERED: Directing appellants to file written notice on/before 11/4/15, concerning status of all bankruptcy proceedings. Melina Brill ProTem Judge - Author
26. 8-Jun-2015 FILED: Appellants' Report on Status of Bankruptcy Appeal; Certificate of Service (Appellant)

Court of Appeals, Division One

Civil Appeal

1 CA-CV 14-0150

SARDIUS et al. v. APT 4891

38 PROCEEDING ENTRIES

27. 10-Jun-2015 FILED: Appellants' Report on Status of Bankruptcy Appeal (Amended); Certificate of Service (Appellant)
28. 18-Jun-2015 ORDERED: continuing stay of appeal. FURTHER ORDERED: W/in 10 calendar days after any court decision concerning Mr.. Gilbert's bankruptcy proceedings, appellants shall file a written notice of decision in this appeal, along w/ a copy of decision, and indicate whether they will pursue this appeal. FURTHER ORDERED: Directing appellants to file written notice on/before 11/4/15, concerning status of all bankruptcy proceedings. Melina Brill ProTem Judge - Author
29. 3-Nov-2015 FILED: Appellant's Report on Status of Bankruptcy Appeal; Certificate of Service (Appellant)
30. 24-Nov-2015 ORDERED: Continuing the stay of this appeal. FURTHER ORDERED: Within 10 calendar days after any court decision concerning Gilbert's bankruptcy proceedings, appellants shall file written notice of the decision in this appeal, along with a copy of the decision, and indicate whether they will pursue this appeal. FURTHER ORDERED: Directing appellants to file written notice on or before 4/1/16 concerning the status of the bankruptcy proceedings. Melina Brill ProTem Judge - Author
31. 4-Feb-2016 FILED: Appellants' Report on Status of Bankruptcy Appeal; Certificate of Service (Appellant)
32. 29-Feb-2016 ORDERED: Appellants' Report on Status of Bankruptcy Appeal (Appellant) = GRANTED/continuing stay of appeal. FURTHER ORDERED: Within 10 calendar days after any court decision concerning Mr. Gilbert's bankruptcy proceedings, appellants shall file a written notice of decision in this appeal and indicate whether they will pursue this appeal. FURTHER ORDERED: Appellants to file written notice on/before 6/28/16, concerning status of all bankruptcy proceedings. Barbara Vidal Vaught ProTem Judge - Author
33. 28-Jun-2016 FILED: Appellants Report on Status of Bankruptcy Appeals; Certificate of Service (Appellant)
34. 20-Jul-2016 ORDERED: continuing stay of this appeal. FURTHER ORDERED: appellants shall file written notice on/before 11/18/2016, concerning status of all bankruptcy proceedings. Melina Brill ProTem Judge - Author
35. 18-Nov-2016 FILED: Appellants Report on Status of Bankruptcy Appeals; Certificate of Service (Appellant)
36. 13-Dec-2016 ORDERED: continuing the stay of this appeal. FURTHER ORDERED: within 10 calendar days after any court decision concerning Mr. Gilbert's bankruptcy proceedings, appellants shall file written notice of decision in this appeal, along with a copy of the decision, and indicate whether they will pursue this appeal. FURTHER ORDERED: written notice due 03/20/2017, concerning status of all bankruptcy proceedings. Melina Brill ProTem Judge - Author
37. 30-Dec-2016 FILED: Appellants Report on Status of Bankruptcy Appeals; Certificate of Service (Appellant)
38. 24-Jan-2017 FILED: Motion to Dismiss (Voluntarily); Certificate of Service; Order of Dismissal (Appellant)