Court of Appeals, Division One

Civil Appeal

1 CA-CV 15-0608 HASTINGS v. DUMAS

Appellate Case Information

Case Filed: 11-Sep-2015

Case Closed:

Dept/Composition

Department B

Hon. Randall M Howe
Hon. Lawrence F Winthrop
Hon. Jon W Thompson

Side 1. JOHN HASTINGS; JILL HASTINGS, Plaintiff/Appellant

(Litigant Group) JOHN HASTINGS et al.

- **John Hastings** PRO SE
- **Jill Hastings** PRO SE

Side 2. JEFFREY DUMAS; CHRISTINA DUMAS, Defendant/Appellee

(Litigant Group) JEFFREY DUMAS et al.

- **Jeffrey Dumas**
- **Christina Dumas**

Attorneys for: Defendants/Appellees

Bryan N Sandler, Esq. (AZ Bar No. 18601)

CASE STATUS

Dec 30, 2016....Assigned

PREDECESSOR CASE(S)		Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR	CV2013-013671	Breach of Contract		Arthur T Anderson, Authoring Judge of Order		

CALENDAR

Tuesday	MONTHLY COURT CASE CALENDAR
7-Feb-2017	**Department B; COURTROOM 2**

PENDING MATTER

General Motion Filed: 20-Nov-2015

Motion to List Parties Initials Only (Appellant)

48 PROCEEDING ENTRIES

1.	11-Sep-2015	FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 08/14/15 Docketing Statement filed in Superior Court: 8/23/15
2.	11-Sep-2015	FILED: e-Record on Appeal: Instruments/Minute Entries
3.	18-Sep-2015	FILED: Notice to Parties re: Appellants' Fee/Brief Due
4.	2-Oct-2015	FILED: Application for Deferral or Waiver of Court Fees and/or Costs and Consent to Entry of Judgment (Appellant, Pro Per)
5.	6-Oct-2015	ORDERED: Application for Deferral or Waiver of Court Fees and/or Costs and Consent to Entry of Judgment (Appellant, Pro Per) = Waiver Granted for any or all filing fees. Ruth Willingham - Author
6.	9-Oct-2015	FILED: Appellee's Notice re: Appellee's Fee/Appellant's Brief Due
7.	15-Oct-2015	FILED: Appellees' Notice of Payment of Filing Fee; Appellees' Certificate of Service (Appellee)
8.	20-Oct-2015	RECEIPT No.: 2015-01459 ; $140.00, Authorization: #92023117166, Applied to: JEFFREY DUMAS et al. - Class B Filing Fee ($140.00) Paid for: Sandler Law Group LLC - By Integrated Resource Systems IN

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48 PROCEEDING ENTRIES

9.	26-Oct-2015	ORDERED: (Court's own Motion) staying this appeal to/including 12/11/15, to allow superior court to rule on motion to dismiss notice of appeal as untimely filed. FURTHER ORDERED: On 12/14/15, this appeal shall be automatically reinstated, unless before that date appellants file a motion to continue say of appeal. FURTHER ORDERED: Within 10 days after superior court rules on motion, appellants shall file a notice w/ this court w/ ruling. FURTHER ORDERED: Vacating 11/17/15 due date for opening brief. Hon Kenton D Jones Judge - Author
10.	20-Nov-2015	FILED: Maricopa County Superior Court 11/12/15 Ruling; Certificate of Service (Appellant)
11.	20-Nov-2015	FILED: Motion to List Parties Initials Only; Certificate of Service (Appellant)
12.	24-Nov-2015	ORDERED: Reinstating this appeal. FURTHER ORDERED: Opening Brief due on/before 12/23/15 Barbara Vidal Vaught ProTem Judge - Author
13.	25-Nov-2015	FILED: Supplemented Superior Court e-Record with Revised Index of Record
14.	10-Dec-2015	FILED: Reporter's Transcript - 12/11/2014 - Defendant and Plaintiff Motions (Miguel Benitez)
15.	14-Dec-2015	FILED: Motion for Extension of Time to File Brief (Opening) (Appellant Pro Per)
16.	15-Dec-2015	FILED: Appellees' Response to Appellants' Motion for Extension of Time to File Brief; Appellees' Certificate of Service (Appellee)
17.	15-Dec-2015	ORDERED: Motion for Extension of Time to File Brief (Opening) (Appellant Pro Per) = GRANTED in part. Due date EXTENDED from Wednesday, 12-23-2015 to Friday, 01-22-2016. Melina Brill ProTem Judge - Author
18.	16-Dec-2015	ORDERED: Affirming 12/15/15 order extending the time to file the Opening Brief to/including 1/22/16. Melina Brill ProTem Judge - Author
19.	22-Dec-2015	ORDERED: Motion to List Parties Initials Only (Appellant) = DENIED as to request to use initials in orders. FURTHER ORDERED: Deferring a ruling on request for initials to be used in decision to panel of this court that considers appeal on merits. Hon Diane M Johnsen - Author
20.	22-Jan-2016	FILED: Appellant's (sic) Opening Brief; Appellant's (sic) Opening Brief (duplicate); Appellant's (sic) Opening Brief (duplicate) (Appellants Pro Per)
21.	22-Jan-2016	FILED: Designation of Partial Transcript; Designation of Partial Transcript (duplicate) (Appellants Pro Per)
22.	22-Jan-2016	FILED: (Appellants' Opening Brief - Appendix) Lead Page Blank; (Appellants' Opening Brief - Appendix) Exhibit 1 - Justice Court Judgment showing Appellants awarded return of security deposit plus treble damages and Appellees only awarded $2,000 for libel claim; (Appellants' Opening Brief - Appendix) Exhibit 2 - Hybrid Representation Answer and Counterclaim filed by Appellee himself, lacking attorney and wife signatures; (Appellants' Opening Brief - Appendix) Exhibit 3 - Appellee's Hybrid Motion to Stay and Transfer to Superior Court, alleging damages greater than 5x what the court previously awarded (Appellants Pro Per)
23.	22-Jan-2016	FILED: (Appellants' Opening Brief - Appendix) Exhibit 7 - Minute Entry dismissing; (Appellants' Opening Brief - Appendix) Exhibit 4 - Motion to Strike Defendant's Hybrid Answer/Counterclaim and Enter Default; (Appellants' Opening Brief - Appendix) Exhibit 5 - Motion to Compel Defendants; (Appellants' Opening Brief - Appendix) Exhibit 6 - Defendants propounded excessive and confusing interrogatories, for example bottom of page 1 and top of page 2 (Appellants Pro Per)
24.	1-Feb-2016	FILED: Appellees' Notice of Filing Transcript fo Proceedings for September 12, 2014; Reporter's Transcript - 9/12/14 - Pretrial Conference/Oral Argument (Hilda E Lopez) (Appellant)
25.	3-Feb-2016	FILED: Appellees' Motion to Strike Appellant's Opening Brief for Civil Appellate Rule Violation; In the Alternative Motion to Compel Production of Transcripts; Certificate of Service; Exhibit A; Exhibit B (Appellee)
26.	5-Feb-2016	FILED: Motion For Sanctions Against Appellees; Certificate of Service; Bookmarked - Exhibits 1, 2A, 2B, 3, & 4 (Appellant)
27.	22-Feb-2016	FILED: Appellants' Response to Appellees' Motion for Sanctions; Certificate of Service (Appellee)
28.	22-Feb-2016	FILED: Notice of Errata (Appellees' Response to Appellants' Motion for Sanctions; regarding Notice of Errata (Appellee)
29.	23-Feb-2016	FILED: Appellants' Response to Appellees' Motion to Strike; Certificate of Service (Appellant)
30.	28-Feb-2016	FILED: Appellants' Reply to Appellees' "Appellants' [sic] Response to Appellees' [sic] Motion for Sanctions"; Certificate of Service (Appellant)

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48 PROCEEDING ENTRIES

31.	3-Mar-2016	FILED: Appellees' Reply to Their Motion to Strike Appellants' Opening Brief; Certificate of Service (Appellee)
32.	8-Mar-2016	ORDERED: Appellees' Motion to Strike Appellant's Opening Brief for Civil Appellate Rule Violation; In the Alternative Motion to Compel Production of Transcripts (Appellee) = DENIED (motion to strike). FURTHER ORDERED: Directing appellants to serve a copy of 12/11/14 transcript on appellees on/before 3/18/16. FURTHER ORDERED: Denying request for oral argument on motion for sanctions. FURTHER ORDERED: Motion For Sanctions Against Appellees (Appellant) = DENIED. FURTHER ORDERED: Directing all documents filed by appellees in this appeal must be served on appellants via United States Mail and utilizing United States Postal Service tracking services to confirm date and time of delivery or attempted delivery. Barbara Vidal Vaught ProTem Judge - Author
33.	14-Mar-2016	FILED: Appellees' Motion for Extension of Time To File Answering Brief; Certificate of Service (Appellee)
34.	14-Mar-2016	ORDERED: Extending the time to file the Answering Brief to/including 4/18/16. Barbara Vidal Vaught ProTem Judge - Author
35.	8-Apr-2016	FILED: Answering Brief of Defendants/Appellees Jeffrey and Christina Dumas; Certificate of Compliance; Certificate of Service; Exhibits 1 & 2
36.	8-Apr-2016	FILED: Appellees' Notice of Errata Pertaining to Appellees' Answering Brief; Appellees' Certificate of Service
37.	11-Apr-2016	FILED: Appellees' Second Notice of Errata Pertaining to Appellees' Answering Brief; Appellees' Certificate of Service (Appellee)
38.	13-Apr-2016	RECEIPT No.: 2016-00439 ; $140.00, Authorization: #03019881515, Applied to: JEFFREY DUMAS et al. - Overpayment Class B ($140.00) Paid for: - By Sandler Law Group LLC (Memo: Overpayment - see Rcpt 2015-01459 - Refund Needed)
39.	13-Apr-2016	RECEIPT No.: 2016-00444 ; $140.00, Authorization: #03019881515, Applied to: JEFFREY DUMAS et al. - Class B Filing Fee ($140.00) Paid for: Sandler Law Group LLC - By Integrated Resource Systems IN (Memo: x-ref recpt #2016-0043 Overpayment see Rcpt 2015-01459 -Refund Needed)
40.	13-Apr-2016	VOID RECEIPT No.: 2016-00439 - $-140.00, Authorization: #03019881515, - Applied to: JEFFREY DUMAS et al. - Overpayment Class B ($-140.00) Paid for: - By: Sandler Law Group LLC (Memo: Overpayment - see Rcpt 2015-01459 - Refund Needed) VOID Reason: x-ref 2016-00444 incorrect paid by. alc
41.	14-Apr-2016	RECEIPT No.: 2016-00450 ; $140.00, Authorization: #03019881515, Applied to: JEFFREY DUMAS et al. - Overpayment Class B ($140.00) Paid for: Sandler Law Group LLC - By Integrated Resource Systems IN (Memo: x-ref 2016-00444; Duplicate Pmt - See Rcpt 2015-01459 - Refund Needed)
42.	14-Apr-2016	VOID RECEIPT No.: 2016-00444 - $-140.00, Authorization: #03019881515, - Applied to: JEFFREY DUMAS et al. - Class B Filing Fee ($-140.00) Paid for: Sandler Law Group LLC - By: Integrated Resource Systems IN (Memo: x-ref recpt #2016-0043 Overpayment see Rcpt 2015-01459 -Refund Needed) VOID Reason: x-ref 2016-00451 incorrect receivable.alc
43.	3-May-2016	FILED: Reply Brief of Plaintiffs/Appellants John and Jill Hastings; Certificate of Compliance; Certificate of Service; Exhibits 1-7 (Appellants Pro Per)
44.	25-May-2016	FILED: Letter, 05/25/2016, from Court to Sandler Law Group LLC, refunding $140.00 due to duplicate payment
45.	2-Jun-2016	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
46.	6-Jun-2016	FILED: Supplemented Superior Court e-Record with Revised Index of Record
47.	6-Jul-2016	FILED: Notice of Change of Address (Appellant)
48.	30-Dec-2016	CLNDR: CONFERENCE, Department B, 2-7-17, COURTROOM 2.

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