Court of Appeals, Division One

Civil Appeal

1 CA-CV 15-0707 KULPINS v. WEAVER

Appellate Case Information

Case Filed: 22-Oct-2015

Case Closed: 17-Jan-2017

Decision

Dept/Composition

Department D

Hon. Peter B Swann
Hon. Patricia A Orozco
Hon. Michael J Brown

Side 1. DOUG KULPINS and KIM KULPINS, husband and wife, Plaintiffs/Counterdefendants/, Plaintiff/Appellant

(Litigant Group) DOUG KULPINS et al.

- **Doug Kulpins**
- **Kim Kulpins**

Attorneys for: Plaintiffs/Appellants

Erin S Iungerich, Esq. (AZ Bar No. 31590)

James Roger Wood, Esq. (AZ Bar No. 18948)

Side 2. LYNNE S. WEAVER, as trustee of the LYNNE S. WEAVER LIVING TRUST, Defendants/Counterclaimants/, Defendant/Appellee

(Litigant Group) LYNNE S WEAVER

- **Lynne S Weaver**

Attorneys for: Defendant/Appellee

Matthew Klopp, Esq. (AZ Bar No. 23313)

Stewart Gross, Esq. (AZ Bar No. 19804)

CASE STATUS

Jan 17, 2017....Case Closed

PREDECESSOR CASE(S)		Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR	CV2013-000599	Breach of Contract; Nuisance; Injunctive Relief		Karen A Mullins, Authoring Judge of Order		

CASE DECISION

08-Dec-2016 MEMORANDUM DECISION

Patricia Orozco.....Author

Andrew Gould.....Concur

Peter Swann.....Concur

Filed: **08-Dec-2016** Mandate: **17-Jan-2017**

Decision Disposition
Affirmed

36 PROCEEDING ENTRIES

1.	22-Oct-2015	FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 09/24/15
2.	22-Oct-2015	FILED: e-Record on Appeal: Instruments/Minute Entries Depositions: Kim Kulpins; Doug Kulpins Exhibits - not sent at this time
3.	28-Oct-2015	FILED: Notice to Parties re: Appellant's Fee/Case Management Statement/Brief Due
4.	12-Nov-2015	RECEIPT No.: 2015-01574 ; $280.00, Check Number: 1274, Applied to: DOUG KULPINS et al. - Class A Filing Fee ($280.00) Paid for: - By Law Offices of J Roger Wood PLLC
5.	13-Nov-2015	FILED: Appellee's Notice re: Appellee's Fee/Appellant's Brief Due
6.	30-Nov-2015	FILED: Appellee's Notice of Appearance; Appellee's Notice of Appearance (duplicate copy)
7.	2-Dec-2015	ORDERED: case management statement shall be filed on/before 12/14/15. Melina Brill ProTem Judge - Author
8.	3-Dec-2015	RECEIPT No.: 2015-01669 ; $140.00, Authorization: #36020651374, Applied to: LYNNE S WEAVER - Class B Filing Fee ($140.00) Paid for: Wong Carter PC - By Integrated Resource Systems IN
9.	14-Dec-2015	FILED: Case Management Statement (Appellant)
10.	28-Dec-2015	FILED: Procedural Motion: Appellants Request to Expand Time to File Opening Brief; Certificate of Service (Appellant)

Information presented in this document may not reflect all case activity and is subject to change without notice.

36 PROCEEDING ENTRIES

11.	29-Dec-2015	ORDERED: Procedural Motion: Appellants Request to Expand Time to File Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Monday, 12-28-2015 to Wednesday, 01-27-2016. Barbara Vidal Vaught ProTem Judge - Author
12.	27-Jan-2016	FILED: Procedural Motion; Appellants Request to Expand Time to File Opening Brief Until February 3, 2016; Certificate of Service (Appellant)
13.	28-Jan-2016	ORDERED: Procedural Motion; Appellants Request to Expand Time to File Opening Brief Until February 3, 2016 (Appellant) = GRANTED. Due date EXTENDED from Wednesday, 01-27-2016 to Wednesday, 02-03-2016. Barbara Vidal Vaught ProTem Judge - Author
14.	3-Feb-2016	FILED: Procedural Motion: Appellants Emergency Request to Expand Time to File Opening Brief Until February 12, 2016; Certificate of Service (Appellant)
15.	4-Feb-2016	ORDERED: Procedural Motion: Appellants Emergency Request to Expand Time to File Opening Brief Until February 12, 2016 (Appellant) = GRANTED. Due date EXTENDED from Wednesday, 02-03-2016 to Friday, 02-12-2016. Barbara Vidal Vaught ProTem Judge - Author
16.	12-Feb-2016	FILED: Appellants' Opening Brief; Certificate of Compliance; Certificate of Service of Appellants' Opening Brief
17.	16-Mar-2016	FILED: Motion for Extension of Time to File Answering Brief; Certificate of Service (Appellee)
18.	17-Mar-2016	ORDERED: Motion for Extension of Time to File Answering Brief (Appellee) = GRANTED. Due date EXTENDED from Monday, 03-28-2016 to Wednesday, 04-27-2016. Barbara Vidal Vaught ProTem Judge - Author
19.	26-Apr-2016	FILED: Certificate of Service Re: Answering Brief and Certificate of Compliance (Appellee)
20.	26-Apr-2016	FILED: Appellee's Answering Brief; Certificate of Compliance
21.	23-May-2016	FILED: Appellants Request to Expand Time to File Reply Brief Until May 29, 2016; Certificate of Service; Exhibit A -- Medical Information (Appellant)
22.	25-May-2016	ORDERED: Appellants Request to Extend Time to File Reply Brief Until May 31, 2016 (Appellant) = GRANTED. Due date EXTENDED from Monday, 05-23-2016 to Tuesday, 05-31-2016. Melina Brill ProTem Judge - Author
23.	31-May-2016	FILED: Appellants' Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
24.	31-May-2016	FILED: Certificate of Service (duplicate) (Appellant)
25.	28-Jun-2016	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
26.	7-Jul-2016	FILED: Supplemented Superior Court e-Record with Revised Index of Record
27.	8-Jul-2016	FILED: Additional Record on Appeal: Exhibits: HD 3/10/15 - LIST # 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 18 21 23 24 25 26 27 28 29 30 31 32 33 35 36 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 in a Box
28.	26-Sep-2016	CLNDR: CONFERENCE, Department D, 11-16-16, COURTROOM 2.
29.	10-Nov-2016	FILED: Memorandum moving case from 11/16/16 to 11/30/16 (Judge Gould)
30.	8-Dec-2016	MEMORANDUM DECISION (Affirmed) Hon Patricia A Orozco - Author; Hon Andrew W Gould - Concur; Hon Peter B Swann - Concur
31.	8-Dec-2016	FILED: Memorandum Decision Distribution List
32.	22-Dec-2016	FILED: Appellee's Application for Attorneys' Fees; Certificate of Service; Appellee's Affidavit in Support of Award of for [sic] Attorney's Fees (Appellee)
33.	22-Dec-2016	FILED: Statement of Costs; Certificate of Service (Appellee)
34.	12-Jan-2017	FILED: Memorandum: Judge Brown for Judge Gould (Chief Judge Brown)
35.	12-Jan-2017	ORDERED: awarding Appellees its fees in the amount of $7875 and costs in the amount of $164 for a total award of $8039.00. Hon Patricia A Orozco - Author

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36 PROCEEDING ENTRIES

36. 17-Jan-2017 FILED: Mandate, Record returned to superior court.

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