

Court of Appeals, Division One

Civil Appeal

1 CA-CV 15-0732

MCDIVITT v. GEICO

Appellate Case Information

Case Filed: 5-Nov-2015
Case Closed:

Dept/Composition

Department D
Hon. Diane M Johnsen
Hon. Margaret H Downie
Hon. James P Beene

Side 1. GENE R. MCDIVITT and PATRICIA A. MCDIVITT, husband and wife, Plaintiff/Appellant-Cross Appellee

(Litigant Group) GENE R MCDIVITT et al.

- Gene R McDivitt
Patricia A McDivitt

Attorneys: Plaintiffs/Appellants/Cross Appellees

Wayne C Arnett, Esq. (AZ Bar No. 4030)
Mark W Arnett, Esq. (AZ Bar No. 11375)

Side 2. GOVERNMENT EMPLOYEES INSURANCE COMPANY, a corporation, Defendant/Appellee-Cross Appellant

(Litigant Group) GOVERNMENT EMPLOYEES INSURANCE CO

- Government Employees Insurance Company

Attorneys for: Defendant/Appellee/Cross Appellant

Joshua Grabel, Esq. (AZ Bar No. 18373)
Ian Matthew Fischer, Esq. (AZ Bar No. 26239)

CASE STATUS

Dec 30, 2016....Assigned

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR CV2013-094119, Breach of Duty of Good Faith and Fair Dealing; Breach of Contract; Declaratory Judgment, Karen A Mullins, Authoring Judge of Order.

CALENDAR

Wednesday MONTHLY COURT CASE CALENDAR
1-Feb-2017 Department D; COURTROOM 2
9:30 AM

30 PROCEEDING ENTRIES

- 1. 5-Nov-2015 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 10/08/15; Notice of Cross Appeal from Maricopa County Superior Court filed 10/27/15
2. 5-Nov-2015 FILED: e-Record on Appeal: Instruments/Minute Entries
3. 6-Nov-2015 FILED: Notice to Parties re: Appellant's Fee/Case Management Statement/Brief Due
4. 20-Nov-2015 FILED: Notice of Satisfactory Arrangements for Court Reporter Payment; Certificate of Service (Appellant)
5. 23-Nov-2015 FILED: Notice of Payment of Filing Fee; Certificate of Service (Appellants)
6. 24-Nov-2015 FILED: Notice of Filing Transcripts; Certificate of Service (Appellant)
7. 24-Nov-2015 FILED: Reporters Transcripts - 1/28/15 (Thelma Neal) & 3/5/15 (Sandra Worrell) & 4/27/15 (Sandra Worrell) & 5/29/15 (Sandra Worrell) (Appellant)
8. 25-Nov-2015 FILED: Appellants' Case Management Statement; Notice of Appeal; Order Filed 9/21/15 (Appellant)
9. 27-Nov-2015 RECEIPT No.: 2015-01658 ; \$280.00, Authorization: #31005326572, Applied to: GENE R MCDIVITT et al. - Class A Filing Fee (\$280.00) Paid for: Arnett & Arnett - By Integrated Resource Systems IN
10. 4-Dec-2015 FILED: Appellee/Cross Appellant's Notice Re: Cross Appellant's Fee and Case Management Statement Due/Appellant's Brief Dur
11. 11-Dec-2015 FILED: Letter, 12/11/15, to Court from Appellee/Cross-Appellant's Counsel re: submission of filing fee
12. 16-Dec-2015 RECEIPT No.: 2015-01730 ; \$280.00, Authorization: #49020686774, Applied to: GOVERNMENT EMPLOYEES INSURANCE CO - Class A Filing Fee (\$280.00) Paid for: Lewis Roca Rothgerber LLP - By Integrated Resource Systems IN

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13. 4-Jan-2016 FILED: Notice of Change of Law Firm Name; Certificate of Service of Notice of Change of Law Firm Name (Appellee/Cross-Appellant)
14. 4-Jan-2016 FILED: Case Management Statement (Appellee/Cross-Appellant)
15. 5-Jan-2016 FILED: Appellants' Opening Brief; Certificate of Compliance; Certificate of Service of Opening Brief (Appellant)
16. 22-Feb-2016 FILED: Answering Brief and Opening Cross-Appeal Brief of Defendant/Appellee/Cross-Appellant Government Employees Insurance Company; Certificate of Compliance; Certificate of Service (Cross-Appellant)
17. 24-Feb-2016 FILED: Request for Oral Argument; Certificate of Service (Cross-Appellant)
18. 7-Apr-2016 FILED: Motion to Strike Answering Brief and Opening Brief on Cross Appeal; Certificate of Service; Exhibits 1-2 (Appellant)
19. 7-Apr-2016 FILED: Appellants' Reply Brief and Answering Brief on Cross-Appeal; Certificate of Compliance; Certificate of Service of Reply Brief
20. 8-Apr-2016 FILED: Request for Oral Argument; Certificate of Service (Appellant)
21. 22-Apr-2016 FILED: Defendant/Appellee/Cross-Appellant's Response to Motion to Strike Answering Brief and Opening Brief on Cross-Appeal; Certificate of Service; Declaration of Ian Fischer in Support of Defendant/Appellee/Cross-Appellant's Response to Motion to Strike Answering Brief and Opening Brief on Cross-Appal (Cross-Appellant)
22. 2-May-2016 FILED: Reply Brief on Cross-Appeal of Defendant/Appellee/Cross-Appellant Geico; Certificate of Compliance; Certificate of Service (Appellee/Cross-Appellant)
23. 5-May-2016 ORDERED: Motion to Strike Answering Brief and Opening Brief on Cross Appeal (Appellant) = DENIED. Melina Brill ProTem Judge - Author
24. 2-Jun-2016 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
25. 6-Jun-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record
26. 10-Jun-2016 ORDERED: Requests for Oral Argument = GRANTED. Hon Michael J Brown - Author
27. 30-Dec-2016 CLNDR: MONTHLY COURT CASE CALENDAR, Department D, 2-1-17, 09:30 am, COURTROOM 2.
28. 3-Jan-2017 FILED: Notice of Oral Argument
29. 9-Jan-2017 FILED: Receipt for Notice of Oral Argument, signed by Wayne C Arnett on 01/03/2017 (Appellants/Cross-Appellees)
30. 12-Jan-2017 FILED: Receipt for Notice of Oral Argument, signed by Joshua Grabel on 01/03/2017 (Appellee/Cross-Appellant)