

Court of Appeals, Division One

Civil Appeal

1 CA-CV 15-0749

FREEMAN v. CAVE CREEK et al.

Appellate Case Information

Case Filed: 12-Nov-2015
Case Closed:

Dept/Composition

Department E
Hon. Samuel A Thumma
Hon. Maurice Portley
Hon. Patricia A Orozco

Side 1. GERALD FREEMAN and JANICE FREEMAN, husband and wife, Plaintiff/Appellant

(Litigant Group) GERALD FREEMAN et al.

- Gerald C Freeman
Janice B Freeman

Attorneys for: Plaintiffs/Appellants
Steven C Mahaffy, Esq. (AZ Bar No. 22934)

Side 2. TOWN OF CAVE CREEK, a municipal corporation of the State of Arizona; and CAHAVA SPRINGS CORP., a corporation of the State of Minnesota; and DONALD SORCHYCH and SHARI JO SORCHYCH, husband and wife, Defendant/Appellee

(Litigant Group) TOWN OF CAVE CREEK

- Town of Cave Creek

Attorneys for: Defendant/Appellee Cave Creek
Jeffrey T Murray, Esq. (AZ Bar No. 19223)
Kristin M Mackin, Esq. (AZ Bar No. 23985)

(Litigant Group) CAHAVA SPRINGS

- Cahava Springs Corp

Attorneys for: Defendant/Appellee Cahava
Cameron C Artigue, Esq. (AZ Bar No. 11376)

(Litigant Group) DONALD and SHARI JO SORCHYCH

- Donald R Sorchych PRO SE
Shari Jo Sorchych PRO SE

CASE STATUS

Jan 25, 2017....Under Advisement

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR CV2012-092643, Application for Declaratory Judgment...

CALENDAR

Wednesday MONTHLY COURT CASE CALENDAR

25-Jan-2017 Department E; COURTROOM 2

2:15 PM GERALD FREEMAN et al. 20 mins.
TOWN OF CAVE CREEK 20 mins.
CAHAVA SPRINGS (none)

35 PROCEEDING ENTRIES

- 1. 12-Nov-2015 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 10/14/15
2. 12-Nov-2015 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits - not sent at this time
3. 20-Nov-2015 FILED: Notice to Parties re: Appellants' Fee/Case Management Statement/Brief Due
4. 4-Dec-2015 FILED: Notice of Payment of Appellants' Filing Fee; Certification of Filing and Service (Appellant)
5. 4-Dec-2015 FILED: Notice of Filing Official Transcript; Certification of Filing and Service; Reporter's Transcript - 12/17/2014 - Trial (Susan E LaPoo); Reporter's Transcript - 12/18/2014 - Bench Trial Day II of III (William J Garling); Reporter's Transcript - 12/19/2014 - Trial - Day 3 (Kimberly C McCright) (Appellant)
6. 9-Dec-2015 RECEIPT No.: 2015-01687 ; \$280.00, Authorization: 42019363692, Applied to: GERALD FREEMAN et al. - Class A Filing Fee (\$280.00) Paid for: Mahaffy Law Firm PC - By Integrated Resource Systems IN

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7. 10-Dec-2015 FILED: Case Management Statement (Appellant)
8. 11-Dec-2015 FILED: Appellee's Notice re: Appellees Fees Due/Appellant's Brief Due
9. 18-Dec-2015 FILED: Motion to Stay Pending Appeal; Certificate of Filing and Service (Appellants)
10. 28-Dec-2015 RECEIPT No.: 2015-01784 ; \$140.00, Check Number: #045537, Applied to: CAHAVA SPRINGS - Class B Filing Fee (\$140.00) Paid for: - By Gammage & Burnham PLC
11. 8-Jan-2016 FILED: Appellee Town of Cave Creek's Response to Appellants' Case Management Statement (Appellee)
12. 8-Jan-2016 FILED: Certificate of Service of Appellee Town of Cave Creek's Response to Appellants' Case Management Statement (Appellee)
13. 11-Jan-2016 FILED: Appellee Town of Cave Creek's Response to Appellants' Motion for Stay Pending Appeal; Certificate of Service of Appellee Town of Cave Creek's Response to Appellants' Motion for Stay Pending Appeal (Appellee)
14. 19-Jan-2016 FILED: Opening Brief of Appellants Gerald and Janice Freeman; Certificate of Compliance; Certification of Filing and Service
15. 25-Jan-2016 FILED: Appellants Reply Re Motion For Stay Pending Appeal; Certificate of Filing and Service (Appellant)
16. 2-Feb-2016 ORDERED: Motion to Stay Pending Appeal (Appellants) = DENIED. Hon Donn Kessler - Author
17. 26-Feb-2016 FILED: Motion for Extension of Time to File Answering Brief (Cahava Springs); Certificate of Service of Motion for Extension of Time (Appellee)
18. 29-Feb-2016 ORDERED: Motion for Extension of Time to File Answering Brief (Cahava Springs) (Appellee) = GRANTED. Due date EXTENDED from Monday, 03-07-2016 to Wednesday, 04-06-2016. Barbara Vidal Vaught ProTem Judge - Author
19. 2-Mar-2016 RECEIPT No.: 2016-00287 ; \$140.00, Authorization: 61018289421, Applied to: CAHAVA SPRINGS - Class B Filing Fee (\$140.00) Paid for: Gammage & Burnham PLC - By Integrated Resource Systems IN
20. 7-Mar-2016 FILED: Answering Brief of Appellee Town of Cave Creek; Certificate of Compliance re Answering Brief of Appellee Town of Cave Creek; Certificate of Service of Appellee Town of Cave Creek's Answering Brief
21. 25-Mar-2016 FILED: Appellants' Motion for Extension of Time to File Reply Brief; Certificate of Service (Appellant)
22. 28-Mar-2016 ORDERED: Appellants' Motion for Extension of Time to File Reply Brief; (Appellant) = GRANTED. Due date EXTENDED from Monday, 04-04-2016 to Thursday, 04-21-2016. Barbara Vidal Vaught ProTem Judge - Author
23. 6-Apr-2016 FILED: Brief of Appellee Cahava Spring Corp.; Certificate of Compliance; Certificate of Service
24. 21-Apr-2016 FILED: Appellants' Request for Oral Argument; Certificate of Service (Appellant)
25. 21-Apr-2016 FILED: Appellants' Reply Brief to Town of Cave Creek and Cahava Springs; Certificate of Compliance; Certification of Filing and Service
26. 3-May-2016 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
27. 10-May-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record
28. 11-May-2016 ORDERED: Appellants' Request for Oral Argument (Appellant) = GRANTED. Hon Michael J Brown - Author
29. 13-May-2016 FILED: Additional Record on Appeal:  
Exhibits: HD 12/17/14 - List and # 1 6 8 10 11 12 13 14 15 16 22 23 24 25 27 29 33.001 37 38 39 40 41 42 43 44 45 46 47 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 in box.
30. 2-Dec-2016 FILED: Notice of Oral Argument
31. 2-Dec-2016 CLNDR: MONTHLY COURT CASE CALENDAR, Department E, 1-25-17, 02:15 pm, COURTROOM 2.
32. 2-Dec-2016 FILED: Receipt for Notice of Oral Argument, signed by Jeffrey Murray on 12/02/2016 (Appellee)
33. 7-Dec-2016 FILED: Receipt for Notice of Oral Argument, signed by Steven C Mahaffy on 12/02/2016 (Appellants)

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- 34. 9-Dec-2016 FILED: Receipt for Notice of Oral Argument, signed by Cameron Artigue on 12/05/2016 (Appellee Cahava)
- 35. 25-Jan-2017 FILED: Sign-in Sheet/Case is Under Advisement as of 01/25/2017 (Dept E)