

Court of Appeals, Division One

Civil Appeal

1 CA-CV 15-0863

WARNER v. PHX BOARD et al.

Appellate Case Information

Case Filed: 31-Dec-2015

Case Closed:

Dept/Composition

Department C

Hon. Peter B Swann
Hon. Kent E Cattani
Hon. Donn Kessler

Side 1. PETER C. WARNER and KIMBERLY DRIGGS-WARNER, Plaintiff/Appellant

(Litigant Group) PETER C WARNER et al.

- Peter C Warner
AZ Bar No. 9338
[Current Member]
Admitted 10/27/83

Attorneys for: Plaintiffs/Appellants

Peter C Warner, Esq. (AZ Bar No. 9338)

- Kimberly Driggs-Warner

Side 2. CITY OF PHOENIX BOARD OF ADJUSTMENT, an Arizona municipal agency, and ADME HOLDINGS, LLC, an Arizona LLC, Applicant/Real Party in Interest, and KEVIN L. HERRELL, Owner/Real Party-in Interest, Defendants/Appellees. COREY RICHTER, Intervenor/Appellee., Defendant/Appellee

(Litigant Group) CITY OF PHOENIX BOARD OF ADJUSTMENT

- City of Phoenix Board of Adjustment

Attorneys for: Defendant/Appellee City of Phoenix

Paul M Li, Esq. (AZ Bar No. 21893)

(Litigant Group) ADME HOLDINGS

- Adme Holdings LLC

Attorneys for: Defendant/Appellee Holdings

Richard W Hundley, Esq. (AZ Bar No. 19829)

(Litigant Group) KEVIN HERRELL

- Kevin L Herrell

PRO SE

Defendant/Appellee Herrell

Side 3. COREY RICHTER, Intervenor/Appellee

(Litigant Group) COREY RICHTER

- Corey I Richter
AZ Bar No. 24239
[Current Member]
Admitted 2/9/06

Attorneys for: Intervenor/Appellee Richter

Jasmina Richter, Esq. (AZ Bar No. 24180)

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, LC2015-000196-001, Complaint for Statutory Special Action, Roger E Brodman, Authoring Judge of Order.

CALENDAR

Wednesday MONTHLY COURT CASE CALENDAR
8-Feb-2017 Department C; COURTROOM 1
10:15 AM

29 PROCEEDING ENTRIES

- 1. 31-Dec-2015 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 12/04/15
2. 31-Dec-2015 FILED: e-Record on Appeal: Instruments/Minute Entries
3. 7-Jan-2016 FILED: Notice to Parties re: Appellants' Fee/Case Management Statement/Brief Due
4. 15-Jan-2016 FILED: Notice of Filing and Serving of Transcript; Certificate of Service (Appellant)
5. 15-Jan-2016 FILED: Reporter's Transcript - 07/10/2014 - (Peggy M Edens) (Appellant)
6. 15-Jan-2016 FILED: Reporter's Transcript - 04/10/2015 - Oral Argument (Sandra J Worrell) (Appellant)

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7. 15-Jan-2016 FILED: Reporter's Transcript – 09/18/2015 - Oral Argument (Liesl Springer) (Appellant)
8. 21-Jan-2016 RECEIPT No.: 2016-00060 ; \$280.00, Authorization: 20016209528, Applied to: PETER C WARNER et al. - Class A Filing Fee (\$280.00) Paid for: Peter C Warner - By Integrated Resource Systems IN
9. 25-Jan-2016 FILED: Appellee's Notice re: Appellee's Fee/Appellant's Brief Due
10. 25-Jan-2016 FILED: Notice of Paying Filing Fee; Certificate of Service to Notice of Paying Filing Fee (Intervenor/Appellee C. Richter)
11. 27-Jan-2016 FILED: Case Management Statement; Final Judgment filed 11/10/15; Certificate of Service (Appellant)
12. 29-Jan-2016 RECEIPT No.: 2016-00105 ; \$140.00, Authorization: #28018148486, Applied to: COREY RICHTER - Class B Filing Fee (\$140.00) Paid for: Sanders & Parks PC - By Integrated Resource Systems IN
13. 7-Mar-2016 FILED: Opening Brief of Plaintiff/Appellants Warners; Certificate of Compliance for Plaintiffs/Appellants Opening Brief for 1 CA-CV 15-0863; Certificate of Service; Appellants Opening Brief for 1 CA-CV 15-0863 Appendix
14. 25-Apr-2016 FILED: Answering Brief of Intervenor-Appellee Richter; Certificate of Compliance Appellant's Opening Brief for 1 CA-CV 15-0863 (sic); Certificate of Service for Answering Brief of Intervenor-Appellee Richter
15. 28-Apr-2016 FILED: Amended Certificate of Service of Answering Brief of Intervenor-Appellee Richter
16. 9-May-2016 ORDERED: Remaining answering briefs shall be filed on/before 5/19/16. Appellees Adme Holdings, LLC, and Kevin L Herrell must pay their filing fees before filing answering briefs. If not timely filed, appeal will proceed w/o those briefs. Melina Brill ProTem Judge - Author
17. 11-May-2016 FILED: City of Phoenix Board of Adjustment's Notice of Intent to Not File Answering Brief; Certificate of Service of the City of Phoenix Board of Adjustment's Notice of Intent to Not File Answering Brief (Appellee)
18. 23-May-2016 FILED: Appellants Request for Oral Argument; Certificate of Service (Appellant)
19. 23-May-2016 FILED: Reply Brief of Plaintiffs/Appellants Warners; Certificate of Compliance for Appellants' Reply Brief for 1 CA-CV 15-0863; Certificate of Service; Exhibit A (Appellant)
20. 7-Jun-2016 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
21. 9-Jun-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record
22. 10-Jun-2016 ORDERED: Appellant's Request for Oral Argument (Appellant) = GRANTED. Hon Michael J Brown - Author
23. 21-Jun-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record
24. 30-Dec-2016 CLNDR: MONTHLY COURT CASE CALENDAR, Department C, 2-8-17, 10:15 am, COURTROOM 1.
25. 6-Jan-2017 FILED: Notice of Oral Argument
26. 6-Jan-2017 FILED: Receipt for Notice of Oral Argument, signed by Jasmina Richter on 01/06/2017 (Appellee Richter)
27. 13-Jan-2017 FILED: Appellants' Supplemental Citation of Legal Authority; Certificate of Service (Appellants)
28. 13-Jan-2017 FILED: Receipt for Notice of Oral Argument, signed by Peter C Warner on 01/06/2017 (Appellants)
29. 13-Jan-2017 FILED: Receipt for Notice of Oral Argument, signed by Paul Li on 01/07/2017 (Appellee City of PHX)