Court of Appeals, Division One

Civil Appeal

1 CA-CV 16-0127 HARDING et al. v. STERNSHER et al.

Appellate Case Information

Case Filed: 10-Mar-2016

Case Closed:

Dept/Composition

Side 1. LEE HARDING, et al., Plaintiff/Appellant

(Litigant Group) LEE HARDING et al.

- **Lee Harding**
- **Julie Harding**
- **Kidz Connextion PC**

Attorneys for: Plaintiffs/Appellants

Carmen A Chenal, Esq. (AZ Bar No. 9428)

Side 2. DAVID NATHAN STERNSHER, dba SMART SMILES AZ, dba GREAT BRACES FOR LESS, dba GREAT BRACES 4 LESS, Defendant/Appellee

(Litigant Group) DAVID NATHAN STERNSHER

- **David Nathan Sternsher**
- **Smart Smiles AZ**
- **Great Braces for Less**
- **Great Braces 4 Less**

Attorneys for: Defendant/Appellee

Michael E Gerity, Esq. (AZ Bar No. 15750)

CASE STATUS

Oct 17, 2016....At Issue

PREDECESSOR CASE(S)		Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR	CV2013-010869	Injunctive Relief; Tortious Interface w/Business Relations [see file]		Christopher T Whitten, Authoring Judge of Order		

PENDING MATTER

Div 1 Request for Oral Argument Filed: 5-Feb-2017

Request for Oral Argument (Appellant)

32 PROCEEDING ENTRIES

1.	10-Mar-2016	FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 02/10/16
2.	10-Mar-2016	FILED: e-Record on Appeal: Instruments/Minute Entries EXHIBIT(S): H.D. 10/19/2015 - LIST # 10 11 12 13 1417 37 45 IN MANILA ENVELOPE
3.	15-Mar-2016	FILED: Notice to Parties re: Appellants' Fee/Case Management Statement/Brief Due
4.	25-Mar-2016	FILED: Appellants' Notice of Paying the Filing Fee of $280.00; Exhibit A - Certificate of Service
5.	30-Mar-2016	RECEIPT No.: 2016-00386 ; $280.00, Authorization: Ref189021888987, Applied to: LEE HARDING et al. - Class A Filing Fee ($280.00) Paid for: Law Offices of David W Dow - By Integrated Resource Systems IN
6.	1-Apr-2016	FILED: Appellee's Notice re: Appellee's Fee; Appellant's Brief/Case Management Statement Due
7.	4-Apr-2016	FILED: Case Management Statement (Appellants)
8.	5-Apr-2016	ORDERED: staying this appeal to/including 5/20/16, and re-vesting jurisdiction in Maricopa Superior Court to consider an application by appellants for a signed judgment with certification of finality pursuant to Rule 54 (c). FURTHER ORDERED: If superior court grants application, appellants shall file a copy of signed judgment within 10 days after its entry. Appeal will be automatically reinstated. FURTHER ORDERED: If appeal has not been reinstated, appellants shall file a request to continue stay or appeal may be dismissed. FURTHER ORDERED: If a signed judgment has been filed, opening brief shall be due on 6/20/16. Barbara Vidal Vaught ProTem Judge - Author
9.	22-Apr-2016	FILED: Supplemented Superior Court e-Record with Revised Index of Record (including signed Judgment w/ Rule 54 (c) filed 4/20/16)

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

32 PROCEEDING ENTRIES

10.	4-May-2016	FILED: Notice of Filing Superior Court Final Judgment with Rule 54 (c) Language; Certificate of Service; Signed Judgment filed on 4/20/16 (Appellant)
11.	14-May-2016	FILED: Motion to Include Additional Electronic Transcripts Pursuant to Rule 11.1(D)(4); Certificate of Service; Transcripts Jury Trial Day 1; Transcripts Jury Trial Day 2 (Appellant)
12.	14-May-2016	FILED: Motion to Include Additional Electronic Transcripts Pursuant to Rule 11.1(D)(4); Certificate of Service; Transcript Jury Trial Day 3; Transcript Jury Trial Day 4 (Appellant)
13.	2-Jun-2016	ORDERED: Motion to Include Additional Electronic Transcripts Pursuant to Rule 11.1(D)(4) = GRANTED in part. FURTHER ORDERED: Supplementing record with 10/21/2015 transcript. FURTHER ORDERED: Denying motion for remaining transcripts without prejudice. Melina Brill ProTem Judge - Author
14.	7-Jun-2016	FILED: Motion to Include Additional Elecdtronic Transcripts Purusant to Rule 11.1(D)(4); Certificate of Service; Day One Transcripts; Day Two Transcripts (Appellant)
15.	7-Jun-2016	FILED: Motion to Include Additonal Electronic Transcripts Pursuant to Rule 11.1 (D)(4); Certificate of Service; Day Four Transcripts (Appellant)
16.	9-Jun-2016	ORDERED: Granting Appellants' motions and supplementing record on appeal with certified transcripts of 10/19/2015, 10/20/2015, and 10/22/2015 trial proceedings. Melina Brill ProTem Judge - Author
17.	20-Jun-2016	FILED: Appellants Opening Brief; Certificate of Compliance; Certificate of Service (Appellants)
18.	20-Jun-2016	FILED: Exhibit 6 (Appellants)
19.	20-Jun-2016	FILED: Exhibit 7 (Appellants)
20.	20-Jun-2016	FILED: Exhibit 8 (Appellants)
21.	8-Aug-2016	FILED: Stipulation of Extension of Time For Filing Answering Brief; Certificate of Service
22.	10-Aug-2016	ORDERED: Stipulation of Extension of Time For Filing Answering Brief = GRANTED. Due date EXTENDED from Monday, 08-08-2016 to Thursday, 08-25-2016. Barbara Vidal Vaught ProTem Judge - Author
23.	11-Aug-2016	RECEIPT No.: 2016-00998 ; $140.00, Authorization: 23016290441, Applied to: DAVID NATHAN STERNSHER - Class B Filing Fee ($140.00) Paid for: Israel & Gerity PLLC - By Integrated Resource Systems IN
24.	25-Aug-2016	FILED: Second Stipulation of Extension of Time For Filing Answering Brief; Certificate of Service
25.	29-Aug-2016	FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service
26.	29-Aug-2016	ORDERED: Second Stipulation of Extension of Time For Filing Answering Brief = GRANTED/Due date EXTENDED from Thursday, 08-25-2016 to Monday, 08-29-2016 Melina Brill ProTem Judge - Author
27.	7-Sep-2016	FILED: First Stipulation of Extension of Time for Filing Appellants Reply Brief; Certificate of Service (Appellant)
28.	8-Sep-2016	ORDERED: First Stipulation of Extension of Time for Filing Appellants Reply Brief (Appellant) = GRANTED in part. Due date EXTENDED from Monday, 09-26-2016 to Monday, 10-17-2016. Melina Brill ProTem Judge - Author
29.	17-Oct-2016	FILED: Appellants' Reply Brief; Certificate of Compliance; Certificate of Service (Appellants)
30.	3-Nov-2016	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
31.	10-Nov-2016	FILED: Supplemented Superior Court e-Record with Revised Index of Record
32.	5-Feb-2017	FILED: Request for Oral Argument; Certificate of Service (Appellant)

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