Court of Appeals, Division One

Civil Appeal

1 CA-CV 16-0291 MOON VALLEY v. TEGROUS

Appellate Case Information

Case Filed: 20-May-2016

Case Closed:

Dept/Composition

Side 1. MOON VALLEY NURSERY INC, Plaintiff/Appellee

(Litigant Group) MOON VALLEY NURSERY INC

- **Moon Valley Nursery Inc**

Attorneys for: Plaintiff/Appellee

Troy B Froderman, Esq. (AZ Bar No. 12717)

John Barwell, Esq. (AZ Bar No. 28345)

Lauren Crawford, Esq. (AZ Bar No. 27792)

Side 2. TEGROUS LLC, Defendant/Appellant

(Litigant Group) TEGROUS LLC

- **Tegrous LLC**

Attorneys for: Defendant/Appellant

Philip J Nathanson, Esq. (AZ Bar No. 13624)

PREDECESSOR CASE(S)		Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR	CV2014-004171	Breach of Contract		Douglas Gerlach, Authoring Judge of Order		

OPEN DUE DATE

Answering Brief due **Due By:** Monday, January 30, 2017

Re: FILED: Defendant-Appellant's Opening Brief; Certificate of Compliance re: Opening Brief; Certificate of Service re: Opening Brief (Appellant) [2 extensions]

28 PROCEEDING ENTRIES

1.	20-May-2016	FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 04/22/16
2.	20-May-2016	FILED: e-Record on Appeal: Instruments/Minute Entries
3.	20-May-2016	FILED: Additional Record on Appeal: Exhibits: HD 11/30/15 List # 1 2 4 5 8 9 11 12 16 19 21 23 39 46 127 170 in manila envelope
4.	24-May-2016	FILED: Notice to Parties re: Appellant's Fee/Case Management Statement/Brief Due
5.	8-Jun-2016	FILED: Notice of Payment of Filing Fee; Certificate of Service of Notice of Payment of Filing Fee (Appellant)
6.	13-Jun-2016	RECEIPT No.: 2016-00716 ; $280.00, Authorization: 65004454119, Applied to: TEGROUS LLC - Class A Filing Fee ($280.00) Paid for: The Nathanson Law Firm - By Integrated Resource Systems IN
7.	13-Jun-2016	FILED: Case Management Statement (Appellant)
8.	17-Jun-2016	FILED: Appellee's Notice re: Appellee's Fee; Appellant's Brief
9.	20-Jun-2016	ORDERED: (per Eaton Fruit Co. v. California Spray-Chemical Corp) staying appeal to/including 08/05/2016. Superior Court ruling on application for signed orders corresponding to 03/24/2016 and 04/18/2016 minute entries due within 10 days after its entry. If appeal reinstated by filing of signed order, opening brief due 09/06/2016. Melina Brill ProTem Judge - Author
10.	5-Aug-2016	FILED: Defendant-Appellant's First Motion to Continue Stay Pending the Superior Court's Ruling On the Defendant's Pending Eaton Fruit Application; Certificate of Service Re: Defendant-Appellant's First Motion to Continue Stay Pending the Superior Court's Ruling On the Defendant's Pending Eaton Fruit Application (Appellant)
11.	8-Aug-2016	FILED: Plaintiff-Appellee's Response to Defendant-Appellant's First Motion to Continue Stay Pending The Superior Court's Ruling on the Defendant's Pending Eaton Fruit Application; Certificate of Service (Appellee)
12.	8-Aug-2016	FILED: Notice of Payment of Filing Fee; Certificate of Service (Appellee)

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28 PROCEEDING ENTRIES

13.	8-Aug-2016	ORDERED: Defendant-Appellant's First Motion to Continue Stay Pending the Superior Court's Ruling On the Defendant's Pending Eaton Fruit Application (Appellant) = GRANTED/continuing stay of appeal to/including 08/18/2016, for purpose set forth in court's 06/20/2016 order. FURTHER ORDERED: If appeal reinstated by filing of signed order, opening brief due 09/19/2016. Barbara Vidal Vaught ProTem Judge - Author
14.	11-Aug-2016	RECEIPT No.: 2016-00997 ; $140.00, Authorization: 23016290441, Applied to: MOON VALLEY NURSERY INC - Class B Filing Fee ($140.00) Paid for: Polsinelli PC - By Integrated Resource Systems IN
15.	18-Aug-2016	FILED: Supplemented Superior Court e-Record with Revised Index of Record (including ME dated 8/5/16 filed 8/10/16 re: final appealable order per Rule 54 (c))
16.	18-Aug-2016	FILED: Defendant Appellants Notice, Pursuant to This Courts Eaton Fruit Order, of the Superior Courts Signing of the Previously Unsigned Minute Entries Dated March 24,2016, and April 18, 2016; Certificate of Service (Appellant)
17.	19-Sep-2016	FILED: Defendant Appellants First Motion to Extend Time to File Appellants Opening Brief on Appeal; Certificate of Service (Appellant)
18.	20-Sep-2016	ORDERED: Defendant Appellants First Motion to Extend Time to File Appellants Opening Brief on Appeal (Appellant) = GRANTED. Due date EXTENDED from Monday, 09-19-2016 to Wednesday, 10-19-2016. Melina Brill ProTem Judge - Author
19.	19-Oct-2016	FILED: Defendant Appellants Second and Last Motion to Extend Time to File Appellants Opening Brief on Appeal; Certificate of Service (Appellant)
20.	20-Oct-2016	FILED: Reporter's Transcript - 11/30/2015 - Jury Trial Day 1 (Patricia Kotarba)
21.	20-Oct-2016	FILED: Reporter's Transcript - 12/01/2015 - Jury Trial Day 2 (Patricia Kotarba)
22.	20-Oct-2016	FILED: Reporter's Transcript - 12/02/2015 - Jury Trial Day 3 (Patricia Kotarba)
23.	20-Oct-2016	ORDERED: Defendant Appellants Second and Last Motion to Extend Time to File Appellants Opening Brief on Appeal (Appellant) = GRANTED. Due date EXTENDED from Wednesday, 10-19-2016 to Wednesday, 11-02-2016. Melina Brill ProTem Judge - Author
24.	2-Nov-2016	FILED: Defendant-Appellant's Opening Brief; Certificate of Compliance re: Opening Brief; Certificate of Service re: Opening Brief (Appellant)
25.	13-Dec-2016	FILED: Plaintiff/Appellee's Motion to Extend Time to File Answering Brief Motion for Procedural Order Pursuant to ARCAP 6(b)(1)(C); Certificate of Service (Appellee)
26.	14-Dec-2016	ORDERED: Plaintiff/Appellee's Motion to Extend Time to File Answering Brief Motion for Procedural Order Pursuant to ARCAP 6(b)(1)(C) (Appellee) = GRANTED. Due date EXTENDED from Monday, 12-19-2016 to Wednesday, 01-18-2017. Melina Brill ProTem Judge - Author
27.	18-Jan-2017	FILED: Plaintiff/Appellee's Second Motion to Extend Time to File Answering Brief Motion for Procedural Order Pursuant to ARCAP 6(b)(1)(C); Certificate of Service (Appellee)
28.	19-Jan-2017	ORDERED: Plaintiff/Appellee's Second Motion to Extend Time to File Answering Brief Motion for Procedural Order Pursuant to ARCAP 6(b)(1)(C) (Appellee) = DENIED. FURTHER ORDERED: answering brief due 01/30/2017. In the event the answering brief is not timely filed, this appeal will be submitted for decision on the record and the opening brief. Melina Brill ProTem Judge - Author

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