

Court of Appeals, Division One

Special Action

1 CA-SA 16-0200

ATKINS v. HON BRODMAN/SNELL & WILMER et al.

Appellate Case Information

Case Filed: 8-Sep-2016
Case Closed:

Dept/Composition

Department A
Hon. Kenton D Jones
Hon. Randall M Howe
Hon. Donn Kessler

Side 1. BARRY M. ATKINS and MISSY ATKINS, Petitioner

(Litigant Group) MISSY ATKINS

- Missy Atkins

Attorney for: Petitioner Missy Atkins
F Thomas Hovore, Esq. (AZ Bar No. 21518)

(Litigant Group) BARRY ATKINS

- Barry M Atkins

Attorney for: Petitioner Barry Atkins
J Ken Johnson, Esq. (TX Bar No. 10746300)

Side 2. THE HONORABLE ROGER BRODMAN, Judge of the SUPERIOR COURT OF THE STATE OF ARIZONA, in and for the County of MARICOPA,

Respondent Judge,

SNELL & WILMER, L.L.P., an Arizona limited liability partnership; DONALD W. BIVENS and PATRICIA LEE REFO, husband and wife; ROBERT M. KORT and MYNDI M. KORT, husband and wife,

Real Parties in Interest., Respondent

(Litigant Group) HON BRODMAN

- Hon. Roger E Brodman, Respondent Judge

(Litigant Group) SNELL & WILMER

- Snell & Wilmer LLP, Real Party in Interest
Donald W Bivens, Real Party in Interest
Patricia Lee Refo, Real Party in Interest
AZ Bar No. 17032
[Current Member]
Admitted 6/11/96
Robert M Kort, Real Party in Interest
AZ Bar No. 16602
[Current Member]
Admitted 10/21/95
Myndi M Kort, Real Party in Interest
AZ Bar No. 16467
[Current Member]
Admitted 10/21/95

Attorneys for: Real Parties In Interest
Timothy J Burke, Esq. (AZ Bar No. 2568)
Amy Abdo, Esq. (AZ Bar No. 16346)
Jessica Post, Esq. (AZ Bar No. 27468)

CASE STATUS

Jan 23, 2017....Pending Closure

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Rows include MAR CV 2011-052578, MAR CV 2011-052858, MAR CV 2014-052003.

DESCENDENT CASE(S)

ASC CV-16-0229-PR

OPEN DUE DATE

Stay Request (re: Writ of Certiorari) due

Due By: Tuesday, February 7, 2017

Re: Minute Letter of ASC: Petition for Review DENIED

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ATKINS v. HON BRODMAN/SNELL & WILMER et al.

CASE DECISION

09-Sep-2016 ORDER

ORDERED: Petition for Special Action (Petitioner) = JURISDICTION DECLINED. FURTHER ORDERED: Vacating this court's previous order requiring filing and service of a response. (Judges Jones, Howe, Kessler)

Filed: **09-Sep-2016**

Mandate:

Decision Disposition
<i>Jurisdiction Declined</i>

Kenton Jones.....Author

13 PROCEEDING ENTRIES

1. 8-Sep-2016 FILED: Petition for Special Action; Certificate of Compliance; Contact Information Sheet; Certificate of Service to Petitioners' Filing of Petition for Special Action (Petitioner)
2. 8-Sep-2016 FILED: Appendix in Support of Petition for Special Action of Petitioners; Tabs 1-8; Tabs 9-15; Tabs 16-34 (Petitioner)
3. 8-Sep-2016 FILED: Appendix in Support of Petition for Special Action of Petitioners; Certificate of Service to Petitioners' Filing of Appendix in Support of their Petition for Special Action (Petitioner)
4. 8-Sep-2016 FILED: Notice of Receipt; Certificate of Good Standing; Verified Application; Original Order Granting PHV (Petitioner)
5. 8-Sep-2016 FILED: Order Setting Dates/petition set for am of 10/04/16 by Dept A, Judges Jones, Howe, Kessler
6. 8-Sep-2016 FILED: Petition for Special Action (Duplicate); Certificate of Compliance (Duplicate); Contact Information Sheet (Duplicate); Certificate of Service to Petitioners' Filing of Petition for Special Action (Duplicate) (Petitioner)
7. 9-Sep-2016 ORDERED: Petition for Special Action (Petitioner) = JURISDICTION DECLINED. FURTHER ORDERED: Vacating this court's previous order requiring filing and service of a response. (Judges Jones, Howe, Kessler)
8. 12-Sep-2016 RECEIPT No.: 2016-01130 ; \$280.00, Authorization: #56003860678, Applied to: BARRY ATKINS - Class A Filing Fee (\$280.00) Paid for: Fleming Nolen Jez LLP - By Integrated Resource Systems IN
9. 12-Sep-2016 RECEIPT No.: 2016-01133 ; \$280.00, Authorization: #56003860678, Applied to: MISSY ATKINS - Class A Filing Fee (\$280.00) Paid for: Fleming Nolen Jez LLP - By Integrated Resource Systems IN
10. 14-Sep-2016 FILED: Email Notice from ASC re: Petition for Review filed 9/14/16; request for partial record
11. 14-Sep-2016 FILED: Letter forwarding partial record to Arizona Supreme Court
12. 15-Sep-2016 FILED: ASC Order filed 9/15/16 re: denying Request for Stay of Proceedings; Granting Motion to Associate Counsel Pro Hac Vice; granting motion and authorizing J Ken Johnson to appear Pro Hac Vice
13. 23-Jan-2017 FILED: Letter from ASC, 1/23/17, re: Petition for Review of a Special Action DENIED on 1/23/17; Request for Attorneys' Fees DENIED