Court of Appeals, Division One

Civil Appeal

1 CA-CV 14-0077 THIENES et al. v. CITY CENTER et al.

Appellate Case Information

Case Filed: 6-Feb-2014

Case Closed:

Dept/Composition

Dept B

Hon. Kent E Cattani
Hon. Lawrence F Winthrop
Hon. Peter B Swann

Consolidated with: 1 CA-CV 14-0264

Side 1. BRIAN THIENES, an individual; JOHN BALL and MONICA BALL, husband and wife; THE THOMPSON FAMILY TRUST; JUAN BRACAMONTE and JACQUELINE BRACAMONTE, husband and wife, Plaintiff/Appellee

(Litigant Group) BRIAN THIENES et al.

- **Brian Thienes**
- **John Ball**
- **Monica Ball**
- **The Thompson Family Trust**
- **Juan Bracamonte**
- **Jacqueline Bracamonte**

Attorneys for: Plaintiffs/Appellees Thienes et al.

Franklyn D Jeans, Esq. (AZ Bar No. 4657)
Cory L Broadbent, Esq. (AZ Bar No. 24049)
Cassandra H Ayres, Esq. (AZ Bar No. 25937)

Side 2. CITY CENTER EXECUTIVE PLAZA, LLC; INFORMATION SOLUTIONS, INC., and JERRY and CINDY ALDRIDGE, Defendant/Appellant

(Litigant Group) CITY CENTER EXECUTIVE PLAZA et al.

- **City Center Executive Plaza LLC**
- **Information Solutions Inc**
- **Jerry Aldridge**
- **Cindy Aldridge**

Attorneys for: Defendants/Appellants

Daniel C Barr, Esq. (AZ Bar No. 10149)
John H Gray, Esq. (AZ Bar No. 28107)
Joshua M Crum, Esq. (AZ Bar No. 27302)

Side 3. THE REFUGE COMMUNITY ASSOCIATION, Defendant/Appellee

(Litigant Group) THE REFUGE COMMUNITY ASSOCIATION

- **Refuge Community Association Inc**

Attorneys for: Defendant/Appellee Refuge Comm Assn

Penny L Koepke, Esq. (AZ Bar No. 14996)
Austin Baillio, Esq. (AZ Bar No. 32979)

Side 4. NATIONAL ASSOCIATION OF REALTORS, Amicus Curiae

(Litigant Group) NATIONAL ASSOCIATION OF REALTORS

- **National Association of Realtors**

Co-Counsel for: Amicus Curiae

Richard V Mack, Esq. (AZ Bar No. 13313)
K Michelle Lind, Esq. (AZ Bar No. 13300)
Scott M Drucker, Esq. (AZ Bar No. 20964)

CASE STATUS

Nov 23, 2016....Pending in ASC

PREDECESSOR CASE(S)		Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MOH	S8015CV201001563	Breach of Contract; Breach of Covenant of Good Faith and Fair Dealing; [see file]		Lee Frank Jantzen, Authoring Judge of Order		

DESCENDENT CASE(S)

ASC CV-14-0087-SA
ASC CV-16-0281-PR

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Court of Appeals, Division One

Civil Appeal

1 CA-CV 14-0077 THIENES et al. v. CITY CENTER et al.

CASE DECISION

22-Sep-2016 MEMORANDUM DECISION

Lawrence Winthrop.....Author
Kent Cattani.....Concur
Peter Swann.....Concur

Filed: **22-Sep-2016** Mandate:

Decision Disposition
Affirmed in Part
Vacated in Part
Remanded

DECISION APPLIES TO THE FOLLOWING OTHER CASE(S)

1 CA-CV 14-0264 THIENES v. CITY CENTER et al.

114 PROCEEDING ENTRIES

1.	6-Feb-2014	FILED: Index of Record, Notice of Appeal from Mohave County Superior Court filed 01/16/14 Bond filed in Superior Court: None Docketing Statement filed in Superior Court: 1/31/14
2.	6-Feb-2014	FILED: e-Record on Appeal: Instruments/Minute Entries e-Transcripts: Date Hearing Held: 9/15/10, 11/15/10, 3/21/13, 4/15/13, 4/16/13, 4/17/13, 4/18/13, 4/19/13, 4/22/13, 4/23/13, 4/24/13, 4/25/13, 426/13, 4/29/13, 4/30/13, 5/1/13, 5/2/13, 5/3/13, 5/6/13, 11/13/13; e-Exhibits: E2, E5, E7, E12, E20, E32, E46, E91, E92, E120 E121, E122, E130 E135, E139, E151, E153, E158, E232, E238, E239, E240, E246, E250, E266, E299, E301, E323, E328, E29, E330, E336, E337, E340, E341, E342, E343, E345, E346, E347, E352, E353, E368, E384, E385, E395, E436, E442, E443, E449, E450, E506, E532, E537, E550, E557, E575, E576, E600, E602, E604, E607, E616, E642, E643, E677, E682, E686, E709, E736, E737, E743, E752, E764, E766, E783, E785, E789, E848, E869, E914, E917, E919, E921, E928, E933, E936, E940, E941, E943, E948, E949, E950, E952, E954, E960, E971, E983, E990, E997, E998, E1004, E1017, E1019, E1024, E1036, E1038, E107, E1050, E1065, E1066, E1071, E1074, E1078, E1079, E1080, E1018, E1085, E1087, E1090, E1102, E1104, E1105, E1106, E1108, E1111, E1114, E1115, E1125, E1126, E1132, E1134, E1136, E1143, E1150, E1151, E1152, E1156, E1160, E1161, E1162, E1163, E1164, E1165, E1166, E1170, E1172, E1173, E1175, E1178, E1180, E1181, E1182, E1191, E1194, E1198, E1203, E1204, E1206, E1209, E1243, E1258, E1265, E1268 (SECTIONS 1-8), E1281, E1366, E1386, E1387, E1393, E1407, E1408, E1410, E1411, E1412, E1413, E1415, E1416, E1417, E1418, E1419, E1420, E1423, E1424.
3.	18-Feb-2014	FILED: Notice to Counsel re: Appellant's Fee/Brief Due
4.	19-Feb-2014	FILED: Procedural Motion: Appellant's Motion for Expedited Consideration of Appellants' Emergency Motion to Stay Injunction; Certificate of Service; Exhibits A and B (Appellant)
5.	19-Feb-2014	FILED: Appellant's Emergency Motion to Stay Injunction; Certificate of Service; Exhibits A-D (Appellant)
6.	20-Feb-2014	ORDERED: directing appellees to file a response to the motion to stay on or before 3/10/14. FURTHER ORDERED: directing appellants to file a reply on or before 3/20/14. FURTHER ORDERED: staying the portion of the superior court's 12/17/13 order enjoining appellants "from further use of the Golf Course Easement for anything other than golf or golf related facilities, which does not include an RV Park or an Event Tent" pending this court's ruling on the emergency motion to stay injunction. Hon Michael J Brown - Author
7.	24-Feb-2014	RECEIPT No.: 2014-00245 ; $280.00, Authorization: Ref1#55001506779, Applied to: CITY CENTER EXECUTIVE PLAZA et al. - Class A Filing Fee ($280.00) Paid for: Perkins Coie LLP - By Intresys Inc
8.	28-Feb-2014	FILED: Appellee's Notice re: Appellee's Fee/Appellant's Brief Due
9.	28-Feb-2014	FILED: Appellee's Notice re: Appellee's Fee/Appellant's Brief Due
10.	28-Feb-2014	FILED: The Refuge Community Association, Inc.'s Notice of Payment of Appellee's Filing Fee; Certificate of Service (Appellee Refuge)
11.	3-Mar-2014	FILED: Thienes Plaintiffs' Notice of Payment of Appellee's Filing Fee; Certificate of Service (Appellee Thienes)
12.	4-Mar-2014	FILED: Joint Request for Clarifying Order; Certificate of Service; Exhibits A-G to Joint Request for Clarifying Order (Appellee)
13.	4-Mar-2014	FILED: Affidavit in Support of Motion for Procedural Order Pursuant to Rule 6(b) (Appellee)
14.	5-Mar-2014	RECEIPT No.: 2014-00273 ; $140.00, Authorization: #63012555780, Applied to: THE REFUGE COMMUNITY ASSOCIATION - Class B Filing Fee ($140.00) Paid for: Ekmark & Ekmark LLC - By Integrated Resource Systems, IN

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114 PROCEEDING ENTRIES

15.	6-Mar-2014	RECEIPT No.: 2014-00279 ; $140.00, Authorization: #64014968945, Applied to: BRIAN THIENES et al. - Class B Filing Fee ($140.00) Paid for: Beus Gilbert PLLC - By Integrated Resource Systems IN
16.	6-Mar-2014	FILED: Appellants' Response to Joint Request for Clarifying Order; Certificate of Service; Exhibits A and B (Appellant)
17.	10-Mar-2014	FILED: Appellee the Refuge Community Association, Inc.'s Response to Appellants' Emergency Motion to Stay Injunction; Certificate of Service (Appellee)
18.	10-Mar-2014	FILED: Appendix of Exhibits to Appellee Association's Response to Motion to Stay (Appellee)
19.	10-Mar-2014	FILED: Response to Emergency Motion to Stay Injunction; Certificate of Service (Appellee)
20.	13-Mar-2014	FILED: Appellants Emergency Motion for Reconsideration; Certificate of Compliance; Certificate of Service; Proposed Order Granting Appellants Emergency Motion for Reconsideration (Appellant)
21.	13-Mar-2014	FILED: Appellants Motion for Expedited Consideration of Appellants Emergency Motion for Reconsideration; Certificate of Service; Exhibit A Declaration of Daniel C Barr in Support of Appellants Motion for Expedited Consideration of Appellants Emergency Motion to Stay Injunction (Appellant)
22.	13-Mar-2014	ORDERED: granting appellees' request for expedited ruling and clarifying the 2/20/14 order which temporarily stayed the portion of the superior court's December 17, 2013 order enjoining appellants "from further use of the Golf Course Easement for anything other than golf or golf related facilities, which does not include an RV Park or an Event Tent." The February 20, 2014 order does not stay any other portion of the December 17, 2013 order. Melina Brill ProTem Judge - Author
23.	17-Mar-2014	ORDERED: denying appellants' motion for expedited consideration of the emergency motion for reconsideration. Hon Randall M Howe - Author
24.	20-Mar-2014	FILED: Appellants' Consolidated Reply in Support of Emergency Motion to Stay; Certificate of Service; Exhibit E
25.	24-Mar-2014	FILED: Motion for Extension of Length of Appellants Briefs; Certificate of Service; Declaration of Daniel C Barr in Support of Appellants Motion for Extension of Length of Appellants Briefs; Proposed Order Granting Appellants Procedural Motion for Extension of Length of Appellants Briefs (Appellant)
26.	24-Mar-2014	ORDERED: Appellant's Emergency Motion to Stay Injunction = DENIED. FURTHER ORDERED: denying appellants' emergency motion for reconsideration as moot. Hon John C Gemmill - Author
27.	26-Mar-2014	FILED: Appellee The Refuge Community Association's Response to Appellants' Motion for Extension of Length of Appellants' Briefs; Certificate of Service (Appellee)
28.	27-Mar-2014	ORDERED: denying appellants' motion with respect to the opening brief. FURTHER ORDERED: denying appellants' motion with respect to the reply brief without prejudice to reconsideration if appellees file separate answering briefs. Hon Diane M Johnsen - Author
29.	31-Mar-2014	FILED: Motion for Oral Argument; Certificate of Service (Appellant)
30.	31-Mar-2014	FILED: Appellants' Opening Brief; Certificate of Compliance; Certificate of Service (Appellant City Center)
31.	1-Apr-2014	ORDERED: taking no action on the response to the motion for extension of length of appellants' briefs. Melina Brill ProTem Judge - Author
32.	8-Apr-2014	FILED: ASC Order, 4/8/14, re: denying Petitioners' Motion for Stay. IT IS FURTHER ORDERED declining to accept jurisdiction over the Petition for Special Action.
33.	8-Apr-2014	FILED: ASC Order, 4/8/14, re: denying the request for attorneys' fees, without prejudice to requesting such fees in the Court of Appeals.
34.	15-May-2014	FILED: Thienes Appellees' Answering Brief; Certificate of Compliance; Certificate of Service (Appellee Thienes)
35.	15-May-2014	FILED: Answering Brief of Appellee the Refuge Community Association, Inc.; Certificate of Compliance; Certificate of Service (Appellee Refuge)
36.	15-May-2014	FILED: Appendix to Answering Brief (Appellee Refuge)
37.	20-May-2014	FILED: Procedural Motion: Motion for Extension of Length of Appellant's Reply Brief; Certificate of Service; Proposed Order Granting Appellants' Motion for Extnesion of Lenght of Appellants' Reply Brief (Appellant)

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114 PROCEEDING ENTRIES

38.	20-May-2014	FILED: Declaration of Daniel C. Barr in Support of Appellants' Motion for Extension of Length of Appellants' Reply Brief; Exhibit 1 (Appellant)
39.	28-May-2014	ORDERED: granting appellants' motion and allowing appellants to file a consolidated reply brief with up to 14,000 words. Melina Brill ProTem Judge - Author
40.	9-Jun-2014	FILED: Appellants' Reply Brief; Certificate of Compliance; Certificate of Service (Appellant City Center)
41.	9-Jun-2014	FILED: Appendix to Appellants' Reply Brief (Appellant City Center)
42.	2-Jul-2014	FILED: Memorandum – to Clerk of Mohave Superior Court Re: any additional record not already transmitted due within 10 days
43.	17-Jul-2014	FILED: Supplemented Superior Court e-Record with Revised Index of Record (Includes Judgment and Amended Docketing Statement)
44.	22-Jul-2014	ORDERED: Motion for Oral Argument (Appellant) = GRANTED. Hon Diane M Johnsen - Author
45.	15-Aug-2014	FILED: Supplemented Superior Court e-Record with Revised Index of Record
46.	18-Aug-2014	ORDERED: granting appellants' motion and consolidating case 1 CA-CV 14-0077 with 1 CA-CV 14-0264. Case no. 1 CA-CV 14-0077 is designated the primary number. FURTHER ORDERED: opening brief for the issues in appeal 1 CA-CV 14-0264 shall be filed on or before 9/19/14. Hon Margaret H Downie - Author
47.	20-Aug-2014	FILED: Notice/Order/Ruling (Mohave County Superior Court)
48.	19-Sep-2014	FILED: Appellants' Opening Brief; Certificate of Compliance; Certificate of Service; Exhibit A (Appellant City Center)
49.	10-Oct-2014	FILED: Procedural Motion: Motion to Re-Vest Jurisdiction for the Limited Purpose of Considering Appellants' Rule 60(c) Motion; Certificate of Service; Declaration of Daniel C. Barr in Support of Appellants' Motion to Re-Vest Jurisdiction for the Limited Purpose of Considering Appellants' Rule 60(c) Motion; Proposed Order Granting Appellants' Procedural Motion to Re-Vest Jurisdiction for the Limited Purpose of Considering Appellants' Rule 60(c) Motion (Appellant)
50.	13-Oct-2014	FILED: Statement of Limited Consent to Motion Regarding Procedural Motion to Re-Vest Juridicition for the Limited Purpose of Considering Appellants' Rule 60(c) Motion; Certificate of Service (Appellant City Center)
51.	29-Oct-2014	FILED: Thienes Appellees' Answering Brief on Fee Issue; Certificate of Compliance; Certificate of Service (Appellee Thienes)
52.	29-Oct-2014	FILED: Answering Brief of Appellee The Refuge Community Association, Inc.; Certificate of Compliance; Certificate of Service (Appellee Refuge Community)
53.	29-Oct-2014	FILED: Appendix to Appellee's Answering Brief (Appellee Refuge)
54.	30-Oct-2014	FILED: Motion for Leave of Court to File Amicus Brief (LHCPED); Certificate of Service (Amicus Curiae)
55.	3-Nov-2014	FILED: Thienes Appellees' Response to Motion to Re-Vest Jurisdiction for the Limited Purpose of Considering Appellants' Rule 60(c) Motion; Certificate of Service (Appellee)
56.	4-Nov-2014	FILED: Reply to Motion to Re-Vest Jurisdiction fo the Limited Purpose of Considering Appellants' Rule 60(c) Motion; Certificate of Service (Appellant)
57.	12-Nov-2014	FILED: Procedural Motion: Motion For Extension of Length of Appellants' Reply Brief; Certificate of Service; Declaration of John H. Gray; Proposed Order (Appellant)
58.	12-Nov-2014	ORDERED: staying the appeal to and including 12/12/14, and revesiting jurisdiction in the Superior Court of Mohave County for the purpose of permitting that court to consider the pending Rule 60(c) motion. FURTHER ORDERED: on 12/15/14, this appeal shall be automatically reinstated, unless before that date appellants file a notice reinstating the appeal, a motion to dismiss the appeal, or a motion to continue the stay of the appeal. FURTHER ORDERED: appellant shall file a notice with this court within ten days after the superior court rules on the motion. FURTHER ORDERED: this order does not affect the deadline for filing the reply brief for the issues in appeal 1 CA-CV 14-0264. Melina Brill ProTem Judge - Author
59.	18-Nov-2014	FILED: Motion for Leave to File Amicus Curiae Brief; Certificate of Service Re: Motion for Leave to File Amicus Curiae Brief (Amicua Curiae National Association of Realtors (NAR))
60.	18-Nov-2014	FILED: Amicus Curiae Brief (Amicus Curiae NAR)

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114 PROCEEDING ENTRIES

61.	20-Nov-2014	FILED: Appellants' Notice of No Reply to Motion for Extension of Length of Reply Brief; Certificate of Service (Appellant)
62.	20-Nov-2014	FILED: Thienes Appellees' Response to Appellants' Motion for Extension of Length of Appellants' Reply Brief; Certificate of Service (Appellee)
63.	20-Nov-2014	FILED: Appellee The Refuge Community Association, INC.'s Joinder in Thienes Appellees' Response to Appellants' Motion for Extension of Length of Appellant's Reply Brief; Certificate of Service (Appellee)
64.	24-Nov-2014	FILED: Appellants' Consolidated Reply Brief; Certificate of Compliance; Certificate of Service; Exhibit A (Appellant)
65.	25-Nov-2014	ORDERED: granting appellants' motion and allowing appellants to file a consolidated reply brief with up to 14,000 words. FURTHER ORDERED: granting the motion and accepting for filing the brief of the National Association and Realtors and the Arizona Association of Realtors lodged on 11/18/14. FURTHER ORDERED: any party desiring to respond to the amicus curiae brief shall file a response within twenty days of the date of this order. Hon Diane M Johnsen - Author
66.	26-Nov-2014	FILED: Notice of Withdrawl and Disassociation from Firm; Certificate of Service (Appellant)
67.	8-Dec-2014	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
68.	15-Dec-2014	FILED: Motion to Continue Stay of Appeal and to Re-Vest Jurisdiction in the Superior Court; Certificate of Service (Appellant)
69.	15-Dec-2014	FILED: Thienes Appellees' Response to Amicus Brief; Certificate of Compliance; Certificate of Service (Appellee)
70.	17-Dec-2014	FILED: Notice of Superior Court Order and Request to Reinstate Appeal; Certificate of Service; Exhibit A; Exhibit B (Appellant)
71.	17-Dec-2014	ORDERED: Motion to Continue Stay of Appeal and to Re-Vest Jurisdiction in the Superior Court (Appellant) = GRANTED/continuing stay to/including 1/15/15. Appeal will be reinstated on 1/16/15, unless appellants file request to continue stay. Melina Brill ProTem Judge - Author
72.	19-Dec-2014	ORDERED: reinstating this appeal. FURTHER ORDERED: clerk shall schedule appeal for consideration on merits. Melina Brill ProTem Judge - Author
73.	19-Dec-2014	FILED: Supplemented Superior Court e-Record with Revised Index of Record
74.	29-Jan-2015	CLNDR: MONTHLY COURT CASE CALENDAR, Department B, 3-3-15, 11:00 am, COURTROOM 2.
75.	4-Feb-2015	FILED: Notice of Oral Argument
76.	4-Feb-2015	FILED: Return Receipt for Notice of Oral Agrument, signed by Daniel C Barr on 2/4/15; Certificate of Service (Appellant)
77.	5-Feb-2015	FILED: Motion for Procedural Order Re: Continuance of Scheduled Oral Argument; Certificate of Service (Appellee)
78.	5-Feb-2015	FILED: Appellant's Response to Motion for Procedural Order Re: Continuance of Scheduled Oral Argument; Certificate of Service (Appellant)
79.	9-Feb-2015	FILED: Return Receipt for Notice of Oral Agrument, signed by Franklyn D Jeans on 2/5/15 (Appellees Thienes, et al)
80.	9-Feb-2015	FILED: Reply in Support of Appellees' Motion for Procedural Order Re: Continuance of Scheduled Oral Argument; Certificate of Service (Appellee)
81.	10-Feb-2015	ORDERED: OA currently scheduled for 3/3/15 is vacated. FURTHER ORDERED: OA shall be rescheduled for 4/21/15 @ 10:15 am before Dept B. FURTHER ORDERED: Each side have 20 minutes to present OA. Hon Kent E Cattani Judge - Author
82.	11-Feb-2015	FILED: Return Receipt for Notice of Oral Argument, signed by Penny L Koepke on 2/4/15; Certificate of Service (Appellee The Refuge)
83.	26-Feb-2015	FILED: Appellants' Motion for Clarification Regarding Oral Argument Presentation Time; Certificate of Service (Appellant)
84.	2-Mar-2015	ORDERED: confirming total time for argument consolidated matter will be 40 minutes, w/ 20 minutes each for appellant/appellees. Hon Kent E Cattani Judge - Author
85.	10-Mar-2015	FILED: Notice of Oral Argument
86.	10-Mar-2015	FILED: Return Receipt for Notice of Oral Agrument, signed by Daniel C Barr on 3/10/15; Certificate of Service (Appellant)

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114 PROCEEDING ENTRIES

87.	10-Mar-2015	FILED: Return Receipt for Notice of Oral Argument, signed by Franklyn D Jeans on 3/10/15; Certificate of Service (Appellees Thienes)
88.	19-Mar-2015	FILED: Return Receipt for Notice of Oral Argument, signed by Penny L Koepke on 3/10/15; Certificate of Service (Appellee)
89.	20-Apr-2015	FILED: Return Receipt for Notice of Oral Agrument, signed by Daniel C Barr on 4/20/15; Certificate of Service (Appellants)
90.	20-Apr-2015	ORDERED: (on its own motion, vacates OA set on 4/21/15 @ 10:15 am) Setting OA on 5/12/15 @ 11:15 am before Dept. B.
91.	21-Apr-2015	FILED: Return Receipt for Notice of Oral Argument, signed by Franklyn D Jeans on 4/20/15.; Certificate of Service (Appellees Thienes)
92.	21-Apr-2015	FILED: Return Receipt for Notice of Oral Argument, signed by Penny Koepke on 4/20/15.; Certificate of Service (Appellee Refuge Com.)
93.	12-May-2015	FILED: Sign-in Sheet/Case is Under Advisement (Dept B)
94.	19-May-2016	FILED: Notice of Change of Firm and Change of Address for Defendant/Appellee The Refuge Community Association, Inc.; Certificate of Service (Appellee)
95.	6-Sep-2016	FILED: Courtesy Copy – Minute Entry filed 09/02/2016 in Mohave County Superior Court re: The Refuge Community Association's 08/31/2016 Supplement to Application for Order to Show Cause and Request for Emergency Telephonic Hearing, including the attached Affidavit and Exhibits
96.	22-Sep-2016	MEMORANDUM DECISION (Affirmed in Part, Vacated in Part, Remanded) Hon Lawrence F Winthrop - Author; Hon Kent E Cattani Judge - Concur; Hon Peter B Swann - Concur
97.	22-Sep-2016	FILED: Memorandum Decision Distribution List
98.	6-Oct-2016	FILED: Statement of Costs For Appellee The Refuge Community Association, Inc.; Certificate of Service (Appellee)
99.	6-Oct-2016	FILED: Application for Attorneys' Fees and Taxable Costs of Appellee The Refuge Community Association, Inc.; Certificate of Service; Affidavit In Support of Application for Attorneys' Fees and Taxable Costs of Appellee/Defendant/Counterclaimant The Refuge Community Association, Inc. (Appellee)
100.	6-Oct-2016	FILED: Certificate of Service (Appellee)
101.	6-Oct-2016	FILED: Thienes Appellees Application for Award of Attorneys Fees and Cost; Certificate of Service (Appellee)
102.	7-Oct-2016	FILED: Motion for Clarification and Reconsideration (with Appendix); Certificate of Compliance; Certificate of Service (Appellant)
103.	10-Oct-2016	FILED: Amended Certificate of Service (re: Motion for Clarification and Reconsideration) (Appellants)
104.	26-Oct-2016	FILED: Appellants' Opposition to Thienes Appellees' Application for Attorneys' Fees and Costs; Certificate of Service re: Appellants' Opposition to Thienes Appellees' Application for Attorneys Fees and Costs (Appellant)
105.	26-Oct-2016	FILED: Appellants' Opposition to Refuge Community Association's Application for Attorneys' Fees and Costs; Certificate of Service (Appellant)
106.	28-Oct-2016	FILED: Courtesy Copy - Minute Entry filed in Mohave County Superior Court re: Order to Show Cause Hearing
107.	31-Oct-2016	FILED: Motion for Leave to File Supplemental Brief to Motion for Clarification and Reconsideration; Certificate of Service re Motion for Leave to File Supplemental Exhibit; Exhibit 1 (Appellant)
108.	7-Nov-2016	FILED: Thienes Appellees' Reply in Support of Their Application for Award of Attorneys' Fees and Costs; Certificate of Service (Appellee)
109.	7-Nov-2016	ORDERED: Motion for Clarification and Reconsideration (with Appendix) (Appellant) = DENIED. FURTHER ORDERED: Motion for Leave to File Supplemental Brief to Motion for Clarification and Reconsideration (Appellant) = DENIED. Hon Lawrence F Winthrop - Author
110.	7-Nov-2016	ORDERED: granting the Application for Attorneys' Fees and Taxable Costs in part and awarding fees of $40,000.00 and costs of $3,569.25 to Defendant/Appellee The Refuge Community Association and against Appellants. Hon Lawrence F Winthrop - Author
111.	23-Nov-2016	FILED: Email Notice from ASC re: Petition for Review filed 11/22/16; request for partial record
112.	25-Nov-2016	FILED: Letter forwarding partial record to Arizona Supreme Court

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1 CA-CV 14-0077 THIENES et al. v. CITY CENTER et al.

114 PROCEEDING ENTRIES

113.	5-Jan-2017	ORDERED: granting the Application for Attorneys' Fees and Taxable Costs in part and awarding fees of $130,000.00 and costs of $262.00 to Thienes Appellees and against Appellants. Hon Lawrence F Winthrop - Author
114.	9-Jan-2017	FILED: Courtesy Copy - Minute Entry filed 01/06/2017 in Mohave County Superior Court re: Application for a Contempt of Court Order against the City Center Defendants for violating terms and provisions of the injunction and judgment

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