

**Court of Appeals, Division One**

**Civil Appeal**

**1 CA-CV 15-0058**

**SIRRAH v. WUNDERLICH**

**Appellate Case Information**

Case Filed: 2-Feb-2015  
Case Closed: 19-Jan-2017

**Decision**

**Dept/Composition**

**Department B**  
Hon. Kent E Cattani  
Hon. Samuel A Thumma  
Hon. Randall M Howe

**Side 1. SIRRAH ENTERPRISES, LLC, an Arizona corporation, Plaintiff/Appellant**

(Litigant Group) SIRRAH ENTERPRISES LLC

- Sirrah Enterprises LLC

**Attorneys for: Plaintiff/Appellant**

John J Belanger, Esq. (AZ Bar No. 21671)

**Side 2. WAYNE and JACQUELINE WUNDERLICH, husband and wife, Defendant/Appellee**

(Litigant Group) WAYNE & JACQUELINE WUNDERLICH

- Wayne Wunderlich
- Jacqueline Wunderlich

**Attorneys for: Defendants/Appellees**

Jeffrey R Adams, Esq. (AZ Bar No. 18959)

**CASE STATUS**

Jan 19, 2017....Case Closed

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
YAV P1300CV20070399	Breach of Contract, Breach of Implied Covenant of Good Faith and Fair Dealing [see file0		David L Mackey, Authoring Judge of Order		

**DESCENDENT CASE(S)**

ASC CV-16-0156-PR

**CASE DECISION**

16-Jun-2016 **OPINION**

Randall Howe.....Author  
Kent Cattani.....Concur  
Samuel Thumma.....Concur

Filed: 16-Jun-2016 Mandate:

Decision Disposition
<b>Affirmed in Part</b>
<b>Reversed in Part</b>

**22 PROCEEDING ENTRIES**

- 2-Feb-2015 FILED: Index of Record, Notice of Appeal from Yavapai County Superior Court filed 12/31/14 Docketing Statement filed in Superior Court: 1/14/15
- 2-Feb-2015 FILED: e-Record on Appeal: Instruments/Minute Entries e-Exhibits: HD 5/22/214 - # 1 2 3 4 5 6 7 8 9 10 16 18 19 20 21 22 23 24 25 29 30 33 36 37 38 39
- 13-Feb-2015 FILED: Notice to Parties re: Appellant's Fee/Brief Due
- 23-Feb-2015 RECEIPT No.: 2015-00223 ; \$280.00, Check Number: #893, Applied to: SIRRAH ENTERPRISES LLC - Class A Filing Fee (\$280.00) Paid for: Bremer Whyte Brown & O'Meara LLP - By Arizona Premier Legal Services Inc
- 10-Mar-2015 FILED: Appellee's Notice re: Appellee's Fee/Appellant's Brief Due
- 7-Apr-2015 FILED: Opening Brief of Plaintiff/Counterdefendant/Appellant Sirrah Enterprises, LLC; Certificate of Compliance; Certificate of Service
- 1-May-2015 FILED: Appellees' Answering Brief on Appeal; Certificate of Compliance; Certificate of Service
- 6-May-2015 RECEIPT No.: 2015-00603 ; \$140.00, Authorization: Ref1#25020439571, Applied to: WAYNE & JACQUELINE WUNDERLICH - Class B Filing Fee (\$140.00) Paid for: The Adams Law Firm PLLC - By Intresys Inc

**Court of Appeals, Division One**

**Civil Appeal**

**1 CA-CV 15-0058**

**SIRRAH v. WUNDERLICH**

**22 PROCEEDING ENTRIES**

9. 26-May-2015 FILED: Reply Brief of Plaintiff/Counterdefendant/Appellant Sirrah Enterprises, LLC; Certificate of Compliance; Certificate of Service
10. 29-Dec-2015 CLNDR: CONFERENCE, Department B, 2-16-16, COURTROOM 2. (vacated per order filed 2/10/16 - rsl)
11. 10-Feb-2016 ORDERED: staying this appeal to/including 3/10/16 and revesting jurisdiction in Yavapai Superior Court to consider application by appellant for a signed judgment with certification of finality pursuant to Rule 54 (c). FURTHER ORDERED: If superior court grants application, appellant shall file a copy of signed judgment w/in 10 days after its entry. Appeal will be reinstated w/o further action by this court. FURTHER ORDERED: If appeal has not been reinstated, appellant shall file a request to continue stay or appeal may be dismissed. FURTHER ORDERED: Vacating conference currently set for 2/16/16. Hon Kent E Cattani Judge - Author
12. 1-Mar-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record [includes signed Final Judgment filed 2/29/16 w/Rule 54(c) language]
13. 10-Mar-2016 FILED: Plaintiff/CounterDefendant/Appellant Sirrah Enterprises, LLC's Notice of Final Judgment Pursuant to Rule 54 (c); Certificate of Service; Exhibit A - Final Judgment filed 2/29/16 (Appellant)
14. 16-Jun-2016 OPINION (Affirmed in Part, Reversed in Part) Hon Randall M Howe - Author; Hon Kent E Cattani Judge - Concur; Hon Samuel A Thumma - Concur
15. 16-Jun-2016 FILED: Opinion Distribution List
16. 28-Jun-2016 FILED: Affidavit of Attorney's Fees on Appeal (Appellant)
17. 11-Jul-2016 FILED: ASC Order filed 7/11/16 re: extending time for filing of Petition for Review to 8/18/16
18. 19-Aug-2016 FILED: Email Notice from ASC re: Petition for Review filed 8/18/16; request for partial record
19. 19-Aug-2016 FILED: Letter forwarding partial record to Arizona Supreme Court
20. 1-Sep-2016 ORDERED: granting attorneys' fees in amount of \$1,983.25. Hon Randall M Howe - Author
21. 10-Jan-2017 FILED: Letter from ASC, 01/10/2017, re: Petition for Review GRANTED on 01/10/2017
22. 19-Jan-2017 FILED: Copy of Letter forwarding complete record to ASC