

Court of Appeals, Division One
Civil Appeal

1 CA-CV 15-0163

GOOCH et al. v. BEATY

<p>Appellate Case Information</p> <p>Case Filed: 17-Mar-2015 Case Closed: 21-Dec-2016</p> <p align="center">Decision</p>	<p>Dept/Composition</p> <p>Department D</p> <p>Hon. Andrew W Gould Hon. John C Gemmill Hon. Margaret H Downie</p>
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Side 1. In the Matter of the:
GAINES FAMILY LIVING TRUST, dated August 12, 1994.
SHIELDA GOOCH and PATRICIA LEONARD-TEAGUE, Petitioner/Appellee
(Litigant Group) SHIELDA GOOCH et al.

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| <ul style="list-style-type: none"> ● Shilda Gooch ● Patricia Leonard-Teague | <p align="right">Attorneys for: Petitioners/Appellees</p> <p align="right">Roger T Hargrove, Esq. (AZ Bar No. 3662)</p> |
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Side 2. DOUGLAS BEATY and NANCY BEATY, aka NANCY BENITEZ, aka NANCY HARRELL, Respondent/Appellant
(Litigant Group) DOUGLAS BEATY

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| <ul style="list-style-type: none"> ● Douglas Beaty ● Nancy Dorene Beaty | <p align="center">PRO SE</p> <p align="center">PRO SE</p> |
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CASE STATUS

Dec 21, 2016....Case Closed

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2007-001990					
MAR PB2007-050741	Petition for Recovery of Trust Assets; Conversion		Kerstin G LeMaire, Authoring Judge of Order		

DESCENDENT CASE(S)	Cause/Charge/Class
ASC CV-16-0114-PR	

CASE DECISION

28-Apr-2016	MEMORANDUM DECISION	Filed: 28-Apr-2016	Mandate: 21-Dec-2016		
<p>Andrew Gould.....Author</p> <p>John Gemmill.....Concur</p> <p>Margaret Downie.....Concur</p>		<table border="1" style="width: 100%;"> <tr> <td align="center">Decision Disposition</td> </tr> <tr> <td align="center">Affirmed</td> </tr> </table>		Decision Disposition	Affirmed
Decision Disposition					
Affirmed					

44 PROCEEDING ENTRIES

1. 17-Mar-2015 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 02/06/15 (Douglas Beaty); Nancy Beaty's Joinder of Douglas Beaty's Notice of Appeal from Maricopa County Superior Court filed 2/10/15
2. 17-Mar-2015 FILED: e-Record on Appeal (PB2007-050741 MAIN): Instruments/Minute Entries Exhibits - not sent at this time
3. 17-Mar-2015 FILED: e-Record on Appeal (CV2007-001990): Instruments/Minute Entries
4. 18-Mar-2015 FILED: Notice to Parties re: Each Appellants' Fees/Case Management Statements/Briefs Due
5. 26-Mar-2015 RECEIPT No.: 2015-00405 ; \$280.00 Applied to: DOUGLAS BEATY - Class A Filing Fee (\$280.00) Paid for: - By Nancy Beaty
6. 26-Mar-2015 RECEIPT No.: 2015-00406 ; \$280.00 Applied to: DOUGLAS BEATY - Class A Filing Fee (\$280.00) Paid for: - By Nancy Beaty

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7. 26-Mar-2015 RECEIPT No.: 2015-00407 ; \$280.00 Applied to: NANCY BEATY - Class A Filing Fee (\$280.00) Paid for: - By NANCY BEATY (Memo: X-REF 2015-00406)
8. 26-Mar-2015 VOID RECEIPT No.: 2015-00406 - \$-280.00 - Applied to: DOUGLAS BEATY - Class A Filing Fee (\$-280.00) Paid for: - By: Nancy Beaty VOID Reason: x-ref 2015-00406 incorrect litigant group. alc
9. 26-Mar-2015 FILED: Reporter's Transcript of Proceedings - 12/16/14 - Evidentiary Hearing (Lisa A Berkey)
10. 7-Apr-2015 FILED: Case Management Statement (Appellant N. Beaty Pro Per)
11. 11-May-2015 FILED: Appellants Douglas Beaty and Nancy Beaty's Motion for Extension of Time to File Their Opening Brief (Pro Per)
12. 14-May-2015 ORDERED: Appellants Douglas Beaty and Nancy Beaty's Motion for Extension of Time to File Their Opening Brief (Pro Per) = GRANTED. Due dates EXTENDED from Monday, 05-18-2015 to Friday, 07-17-2015. Melina Brill ProTem Judge - Author
13. 17-Jul-2015 FILED: Appellants' Opening Brief (Pro Per)
14. 31-Aug-2015 FILED: Appellees' Motion for Oral Argument; Certificate of Service (Appellee)
15. 31-Aug-2015 FILED: Appellees' Answering Brief; Certificate of Compliance to Appellees' Answering Brief; Certificate of Service to Appellees' Answering Brief
16. 3-Sep-2015 RECEIPT No.: 2015-01234 ; \$140.00, Authorization: #45021418254, Applied to: SHIELDA GOOCH et al. - Class B Filing Fee (\$140.00) Paid for: Fennemore Craig PC - By Integrated Resource Systems IN
17. 3-Sep-2015 FILED: Appellees' Notice of Errata; Certificate of Service to Appellees' Notice of Errata
18. 27-Sep-2015 FILED: Appellants' Douglas Beaty and Nancy Beaty's Motion for Extension of Time to File Their Reply Brief; Certificate of Service (Appellant)
19. 28-Sep-2015 ORDERED: Appellants' Douglas Beaty and Nancy Beaty's Motion for Extension of Time to File Their Reply Brief (Appellant) = GRANTED. Due date EXTENDED from Monday, 09-28-2015 to Tuesday, 10-06-2015. Melina Brill ProTem Judge - Author
20. 8-Oct-2015 FILED: Appellants' Reply Brief; Appellants' Reply Brief (Duplicate copy); Appellants' Reply Brief (Duplicate copy) (Appellant) (stricken per order filed on 12/3/15 - rsl)
21. 8-Oct-2015 FILED: Appellant's Douglas Beaty and Nancy Beaty's Motion for Extension of Time to File Their Reply Brief (Appellant Pro Per)
22. 8-Oct-2015 FILED: Appellants' Douglas Beaty and Nancy Beaty's Motion to Accept Reply Brief Two Days Late and Motion to Accept Overlength Brief (Appellant Pro Per)
23. 8-Oct-2015 FILED: Appellant's Douglas Beaty and Nancy Beaty's Motion for Extension of Time to File Their Reply Brief (Duplicate) (Appellant Pro Per)
24. 28-Oct-2015 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
25. 2-Nov-2015 ORDERED: Appellants shall file a certificate of compliance on or before 11/12/15. FURTHER ORDERED: Deferring a ruling on accepting the Reply Brief until after the Court receives the Certificate of Compliance. Melina Brill ProTem Judge - Author
26. 6-Nov-2015 FILED: Supplemented Superior Court e-Record with Revised Index of Record
27. 6-Nov-2015 FILED: Additional record on appeal:
Exhibits: HD 12/16/14 - List #1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 in manila envelope
28. 9-Nov-2015 FILED: Certificate of Compliance/Certificate of Service; Certificate of Compliance/Certificate of Service (duplicate) (Appellant)
29. 13-Nov-2015 ORDERED: Appellees' Motion for Oral Argument (Appellee) = DENIED. Hon Michael J Brown - Author
30. 3-Dec-2015 ORDERED: denying appellants' request to file an over-length reply brief. FURTHER ORDERED: Striking reply brief filed on 10/8/15. FURTHER ORDERED. Granting appellants to/including 12/18/15 to file a replacement reply brief that complies w/ length limits of ARCAP 14(a)(2). Hon Michael J Brown - Author
31. 8-Dec-2015 FILED: Appellants' Reply Brief; Appellants' Reply Brief (duplicate copy) (Certificate of Compliance); Appellants' Reply Brief (duplicate copy) (Certificate of Service) (Appellants Pro Per)
32. 29-Feb-2016 CLNDR: CONFERENCE, Department D, 4-20-16, COURTROOM 2.

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33. 28-Apr-2016 MEMORANDUM DECISION (Affirmed) Hon Andrew W Gould - Author; Hon John C Gemmill - Concur; Hon Margaret H Downie - Concur
34. 28-Apr-2016 FILED: Memorandum Decision Distribution List
35. 2-May-2016 FILED: Statement of Costs; Certificate of Service (Appellee)
36. 10-May-2016 FILED: Motion for Reconsideration; Certificate of Compliance; Certificate of Service (Appellant)
37. 12-May-2016 FILED: Appellants Motion to Publish Decisions; Certificate of Service (Appellant)
38. 17-May-2016 ORDERED: Appellants' Motion for Reconsideration and Motion to Publish Decisions = DENIED. Hon Andrew W Gould - Author
39. 27-May-2016 FILED: ASC Order filed 5/27/16 re: extending time to file Petition for Review to 7/1/16
40. 1-Jul-2016 FILED: Email Notice from ASC re: Petition for Review filed 6/30/16; request for partial record
41. 5-Jul-2016 FILED: Letter forwarding partial record to Arizona Supreme Court
42. 15-Nov-2016 FILED: Letter from ASC, 11/15/2016, re: Petition for Review DENIED on 11/15/2016
43. 19-Dec-2016 ORDERED: awarding Petitioners/Appellees their costs in the amount of \$216.00. Amy M Wood - Author
44. 21-Dec-2016 FILED: Mandate, Record returned to superior court.