

Court of Appeals, Division One
Civil Appeal

1 CA-CV 15-0481

WASHBURN v. DAVIS

<p>Appellate Case Information</p> <p>Case Filed: 22-Jul-2015</p> <p>Case Closed:</p>	<p>Dept/Composition</p> <p>Department E</p> <p>Hon. Kent E Cattani Hon. Lawrence F Winthrop Hon. Samuel A Thumma</p>
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Side 1. SHIRLEY WASHBURN, a widow; DOUG FRANZ, a married man dealing with his sole and separate property, Plaintiff/Appellee
(Litigant Group) SHIRLEY WASHBURN et al.

- Shirley Washburn
- Doug Franz

Attorneys for: Plaintiffs/Appellees
Thomas E Koniuszy, Esq. (AZ Bar No. 15474)
Stephen W Follett, Esq. (AZ Bar No. 24691)

Side 2. WAYNE M. DAVIS, a married man dealing with his sole and separate property; AMANDA L. DAVIS, his wife, Defendant/Appellant
(Litigant Group) WAYNE M DAVIS/AMANDA DAVIS

- Wayne M Davis PRO SE
- Amanda L Davis PRO SE

CASE STATUS

Dec 6, 2016.....Decision Rendered

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2013-011133	Fraud; Quiet Title; Conversion/Replevin; Rent		James T Blomo, Authoring Judge of Order		

OPEN DUE DATE

Petition for Review to ASC due **Due By:** Thursday, January 5, 2017
Re: MEMORANDUM DECISION (Affirmed) Hon Samuel A Thumma - Author; Hon Kent E Cattani - Concur; Hon Lawrence F Winthrop - Concur

2 CASE DECISIONS

04-Oct-2016	MEMORANDUM DECISION	Filed: 04-Oct-2016	Mandate:
Withdrawn (withdrawn per order filed 12/06/2016)			
Samuel Thumma.....Author		Decision Disposition	
Kent Cattani.....Concur		Affirmed	
Lawrence Winthrop.....Concur			

06-Dec-2016	MEMORANDUM DECISION	Filed: 06-Dec-2016	Mandate:
Samuel Thumma.....Author			
Kent Cattani.....Concur		Decision Disposition	
Lawrence Winthrop.....Concur		Affirmed	

32 PROCEEDING ENTRIES

1. 22-Jul-2015 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 06/09/15
2. 22-Jul-2015 FILED: e-Record on Appeal: Instruments/Minute Entries
3. 29-Jul-2015 FILED: Notice to Parties re: Appellants' Fee/Case Management Statement/Brief Due

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4. 7-Aug-2015 FILED: Application for Deferral or Waiver of Court Fees and/or Costs and Consent to Entry of Judgment (Appellant Amanda Davis, Pro Per)
5. 7-Aug-2015 FILED: Application for Deferral or Waiver of Court Fees and/or Costs and Consent to Entry of Judgment (Appellant Wayne Davis, Pro Per)
6. 10-Aug-2015 ORDERED: Application for Deferral or Waiver of Court Fees and/or Costs and Consent to Entry of Judgment (Appellant Wayne Davis, Pro Per) = DEFERRAL GRANTED Ruth Willingham - Author
7. 10-Aug-2015 ORDERED: Application for Deferral or Waiver of Court Fees and/or Costs and Consent to Entry of Judgment (Appellant Amanda Davis, Pro Per) = DEFERRAL GRANTED. Ruth Willingham - Author
8. 17-Aug-2015 FILED: Appellee's Notice re: Appellee's Fee/Appellant's Brief Due
9. 18-Aug-2015 FILED: Case Management Statement (Appellant, Wayne, Pro Per)
10. 18-Aug-2015 FILED: Case Management Statement (Appellant, Amanda, Pro Per)
11. 26-Aug-2015 FILED: Letter, 8/26/15, to COA from Appellees' counsel re: submission of filing fee
12. 31-Aug-2015 RECEIPT No.: 2015-01210 ; \$140.00, Authorization: #43008899327, Applied to: SHIRLEY WASHBURN et al. - Class B Filing Fee (\$140.00) Paid for: Quindry Koniuszy Follett & Styskal LLP - By Integrated resource Systems
13. 11-Sep-2015 FILED: Motion for Extension of Time to File Brief (Opening) (Appellant Pro Per)
14. 15-Sep-2015 ORDERED: Motion for Extension of Time to File Brief (Opening) (Appellant Pro Per) = GRANTED. Due date EXTENDED from Monday, 09-28-2015 to Wednesday, 10-28-2015. Barbara Vidal Vaught ProTem Judge - Author
15. 28-Oct-2015 FILED: Opening Brief of Appellants (Appellants Pro Per)
16. 3-Dec-2015 FILED: Notice of Appearance Co-Counsel; Certificate of Service (Appellee)
17. 3-Dec-2015 FILED: Response Brief of the Appellee; Certificate of Compliance; Proof of Service; Appendix to Response Brief of the Appellee
18. 15-Dec-2015 FILED: Motion for Extension of Time to Reply to Response Brief (Appellant Pro Per)
19. 18-Dec-2015 ORDERED: Motion for Extension of Time to Reply to Response Brief (Appellant Pro Per) = GRANTED. Due date EXTENDED from Monday, 12-28-2015 to Tuesday, 01-05-2016. Melina Brill ProTem Judge - Author
20. 5-Jan-2016 FILED: Reply Brief of Appellants (Appellants Pro Per)
21. 3-Feb-2016 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
22. 9-Feb-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record
23. 7-Jul-2016 CLNDR: CONFERENCE, Department E, 9-14-16, COURTROOM 2.
24. 4-Oct-2016 MEMORANDUM DECISION (Affirmed) Hon Samuel A Thumma - Author; Hon Kent E Cattani Judge - Concur; Hon Lawrence F Winthrop - Concur (withdrawn per order filed 12/06/2016)
25. 4-Oct-2016 FILED: Memorandum Decision Distribution List
26. 18-Oct-2016 FILED: Motion for Reconsideration (Appellant Pro Per)
27. 20-Oct-2016 ORDERED: directing Appellees to file a response to motion (motion for reconsideration) on/before 11/04/2016 and any reply thereto shall be filed pursuant to Arizona Rule of Civil Appellate Procedure 6 (a) (2). Hon Samuel A Thumma - Author
28. 4-Nov-2016 FILED: Response to Motion for Reconsideration; Proof of Permission; Proof of Service (Appellee)
29. 14-Nov-2016 FILED: Appellants Reply to Appellees Response to Motion to Reconsider (Appellant Pro Per)
30. 6-Dec-2016 ORDERED: granting Appellants' Motion to Reconsider to the extent it seeks relief reflected in the Memorandum Decision issued today and denying Appellant's Motion to Reconsider to the extent it seeks any additional relief. FURTHER ORDERED: withdrawing the previous Memorandum Decision issued 10/04/2016 and replacing it with the Memorandum Decision issued today. Hon Samuel A Thumma - Author

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| 31. | 6-Dec-2016 | MEMORANDUM DECISION (Affirmed) Hon Samuel A Thumma - Author; Hon Kent E Cattani - Concur; Hon Lawrence F Winthrop - Concur |
| 32. | 6-Dec-2016 | FILED: Memorandum Decision Distribution List |