

Court of Appeals, Division One

Civil Appeal

1 CA-CV 15-0521

LAKESIDE et al. v. MEYERS

Appellate Case Information

Case Filed: 7-Aug-2015
Case Closed:

Dept/Composition

Department E
Hon. Samuel A Thumma
Hon. Michael J Brown
Hon. Maurice Portley

Side 1. LAKESIDE LUMBER PRODUCTS, INC., an Arizona corporaton, JOHN BUSS, an individual; KATHLEEN JAN BUSS, an individual; and KEVIN KEATING, an individual, Plaintiff/Appellee

(Litigant Group) LAKESIDE LUMBER PRODUCTS et al.

- Lakeside Lumber Products Inc, Counter-Defendant
- John Buss, Cross-Defendant, Appellee
- Kathleen Jan Buss, Cross-Defendant, Appellee
- Kevin R Keating, Cross-Defendant, Appellee
AZ Bar No. 12216
[Current Member]
Admitted 10/21/88

Attorneys for: Plaintiff/X-Defendants/Appellees

Kevin R Keating, Esq. (AZ Bar No. 12216)

Side 2. BENJAMIN R. MEYERS and ELSIE MEYERS, husband and wife, individually and dba Northwest Reload, Defendants/Counterclaimants, Defendant/Appellant

(Litigant Group) BENJAMIN MEYERS et al.

- Benjamin Meyers, Counter-Claimant, Cross-Claimant PRO SE
- Elsie Meyers, Counter-Claimant PRO SE

CASE STATUS

Dec 30, 2016....Assigned

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2011-015296	Breach of Contract		John Christian Rea, Authoring Judge of Order		

CALENDAR

Wednesday MONTHLY COURT CASE CALENDAR
15-Feb-2017 Department E; COURTROOM 2

54 PROCEEDING ENTRIES

1. 7-Aug-2015 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 07/11/15
Docketing Statement filed in Superior Court: 7/25/15
2. 7-Aug-2015 FILED: e-Record on Appeal:
Instruments/Minute Entries
Exhibits - not sent at this time
3. 14-Aug-2015 FILED: Notice to Parties re: Appellant's Fee/Brief Due
4. 18-Aug-2015 FILED: Courtesy copy of Case Management Statement (Appellants, Meyers, Pro Per)
5. 18-Aug-2015 FILED: Courtesy Copy of Notice of Appeal filed 7/11/15 (Appellants, Meyers, Pro Per)
6. 18-Aug-2015 FILED: Courtesy copy of Superior Court's Minute Entry Order(s) filed on 5/15/12 for Defendans MTD for lack of persoanl
Jurisdiction in Arizona - denied (Appellants, Meyers, Pro Per)
7. 24-Aug-2015 FILED: Civil Appeals Filing Fee Letter Paid on August 24, 2015 by Defendant/Appellant Benjamin R. Meyers (Appellant Pro Per)
8. 26-Aug-2015 RECEIPT No.: 2015-01187 ; \$280.00, Authorization: # 37012655870, Applied to: BENJAMIN MEYERS et al. - Class A Filing Fee
(\$280.00) Paid for: BENJAMIN MEYERS et al. - By Integrated Resource Systems IN
9. 31-Aug-2015 FILED: Appellee's Notice re: Appellee's Fee/Appellant's Brief Due

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10. 15-Sep-2015 FILED: Notice Of Appearance And Notice Of Submitting Appellees' Filing Fee; Certificate of Service (Appellee)
11. 18-Sep-2015 RECEIPT No.: 2015-01303 ; \$140.00, Authorization: #60018037469, Applied to: LAKESIDE LUMBER PRODUCTS et al. - Class B Filing Fee (\$140.00) Paid for: The Keating Law Firm PLC - By Integrated Resource Systems IN
12. 7-Oct-2015 FILED: Appellant's Motion for a 17 Day Continuance to File Opening Brief from the Current Date on October 13, 2015 to October 30, 2015; Certificate of Service (Appellant)
13. 13-Oct-2015 FILED: Courtesy Copy Appellant's Motion for a 17 Day Continuance to File Opening Brief from the Current Date on October 13, 2015 to October 30, 2015, 2015 to October 30 (Appellant Pro Per)
14. 13-Oct-2015 ORDERED: Appellant's Motion for a 17 Day Continuance to File Opening Brief from the Current Date on October 13, 2015 to October 30, 2015 (Appellant) = GRANTED. Due date EXTENDED from Tuesday, 10-13-2015 to Friday, 10-30-2015. Barbara Vidal Vaught ProTem Judge - Author
15. 28-Oct-2015 FILED: Appellant's Motion for Four Day Continuance to File Opening Brief from the Due Date of October 30th, 2015 (Friday) to November 3rd, 2015 (Tuesday) do to Family Emergency Unexpected Issues; Certificate of Service (Appellant)
16. 29-Oct-2015 FILED: Appellees Response of No-Opposition to Appellants Motion for Four-Day Continuance; Certificate of Service (Appellee)
17. 29-Oct-2015 ORDERED: Appellant's Motion for Four Day Continuance to File Opening Brief from the Due Date of October 30th, 2015 (Friday) to November 3rd, 2015 (Tuesday) do to Family Emergency Unexpected Issues (Appellant) = GRANTED. Due date EXTENDED from Friday, 10-30-2015 to Tuesday, 11-03-2015. Melina Brill ProTem Judge - Author
18. 2-Nov-2015 FILED: Emergency Appellant's Motion for to Exceed the 4,500 Word Count and a One Day Mini Extension from November 3rd, to November 4th 2015; Certificate of Service (Appellant)
19. 3-Nov-2015 ORDERED: Extending the time for filing the Opening Brief to/including 11/4/15. FURHTER [sic] ORDERED: Denying the request to exceed the word count as unnecessary. Melina Brill ProTem Judge - Author
20. 4-Nov-2015 FILED: Opening Brief; Certificate of Compliance; Certificate of Service (Appellant, Elsie Meyers, Pro Per)
21. 4-Nov-2015 FILED: Reporter's Transcript of Proceedings 3/23/12 (Kimberly C McCright)
22. 4-Nov-2015 FILED: Reporter's Transcript of Proceedings 8/2/13 (Kimberly C McCright)
23. 4-Nov-2015 FILED: Reporter's Transcript of Proceedings 2/19/15 - Pages 1 to 144 (Kimberly C McCright) (Part 1); Reporter's Transcript of Proceedings 2/19/15 - Pages 145 to 275 (Kimberly C McCright) (Part 2)
24. 4-Nov-2015 FILED: Opening Brief; Certificate of Compliance; Certificate of Service (Appellant, Benjamin Meyers, Pro Per)
25. 6-Nov-2015 FILED: Appellants' Motion to a Timely one Time Amended Opening Brief to be Submitted on November 9th, 2015; Certificate of Service (Appellant)
26. 9-Nov-2015 FILED: Appellees' Response of No-Opposition to Appellants' Motion for a Fourth Continuance; Certificate of Service (Appellee)
27. 9-Nov-2015 FILED: Amended Opening Brief; Certificate of Compliance; Certificate of Service (Appellant, Elsie Meyers, Pro Per) (stricken per order filed 11/16/15)
28. 9-Nov-2015 FILED: Amended Opening Brief; Certificate of Compliance; Certificate of Service (Appellant, Benjamin Meyers, Pro Per) (stricken per order filed 11/16/15)
29. 16-Nov-2015 ORDERED: striking two opening briefs filed on 11/9/15. FURTHER ORDERED: granting appellants' motion in part and allowing appellants to file one amended opening brief on/before 11/23/15. Melina Brill ProTem Judge - Author
30. 23-Nov-2015 FILED: Amended Opening Brief; Certificate of Compliance; Certificate of Service (Appellants Pro Per)
31. 7-Jan-2016 FILED: Appellees Motion to Extend Deadline to File Answering Brief; Certificate of Service (Appellee)
32. 11-Jan-2016 ORDERED: Extending the time to file the Ansewring Brief to/including 2/10/16. Melina Brill ProTem Judge - Author
33. 8-Feb-2016 FILED: Appellees Motion to Extend Deadline to File Answering Brief; Certificate of Service; Exhibit A (Appellee)

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34. 8-Feb-2016 ORDERED: Appellees Motion to Extend Deadline to File Answering Brief (Appellee) = GRANTED. Due date EXTENDED from Wednesday, 02-10-2016 to Tuesday, 03-01-2016. Barbara Vidal Vaught ProTem Judge - Author
35. 1-Mar-2016 FILED: Appellees' Answering Brief; Certificate of Compliance; Certificate of Service
36. 25-Mar-2016 FILED: Appellants Motion for a 30 day Extension to File Reply Brief to Appellee's Response Brief; Certificate of Service (Appellant)
37. 28-Mar-2016 ORDERED: Appellants Motion for a 30 day Extension to File Reply Brief to Appellee's Response Brief; (Appellant) = GRANTED in part. Due date EXTENDED from Monday, 03-28-2016 to Monday, 04-18-2016. Barbara Vidal Vaught ProTem Judge - Author
38. 15-Apr-2016 FILED: Appellants Motion for a 7 Day Extension to File Reply-Brief too Appellee's Response-Brief; Certificate of Service (Appellant)
39. 18-Apr-2016 ORDERED: Appellants Motion for a 7 Day Extension to File Reply-Brief too Appellee's Response-Brief (Appellant) = GRANTED. Due date EXTENDED from Monday, 04-18-2016 to Monday, 04-25-2016. Melina Brill ProTem Judge - Author
40. 25-Apr-2016 FILED: Reply Brief; Certificate of Compliance; Certificate of Service (Appellants Pro Per)
41. 3-May-2016 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
42. 12-May-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record
43. 13-May-2016 FILED: Additional Record on Appeal:
Exhibits: HD 2/19/15 - List and # 1 2 3 4 5 6 7 14 15 16 17 22 23 24 28 39 41 in manila envelope.
44. 21-May-2016 FILED: Exhibits for Appellants' Appendixes for Both Opening and Reply Briefs (Cover Sheet); Untitled (Exhibits for Appellants' Appendixes for Both Opening and Reply Briefs) (Appellant) (STRIKEN PER ORDER DATED 06/29/2016)
45. 7-Jun-2016 FILED: Appellees Motion to Strike Meyers May 21, 2016 Exhibits; Certificate of Service (Appellee)
46. 15-Jun-2016 FILED: Appellants Response with Strong Objections to Appellee's Motion to Strike Appellants Exhibits Entered on May 21, 2016; Certificate of Service; Exhibit of Email from Mr. Keating and Our Response (Appellant)
47. 24-Jun-2016 FILED: Appellees Reply in Support of their Motion to Strike Meyers May 21, 2016 Exhibits; Certificate of Service (Appellee)
48. 29-Jun-2016 ORDERED: Appellees Motion to Strike Meyers May 21, 2016 Exhibits (Appellee) = GRANTED. FURTHER ORDERED: deferring a ruling on appellees' request for sanctions to panel that considers appeal on merits. Melina Brill ProTem Judge - Author
49. 26-Jul-2016 FILED: Appellants Request for Oral Argument and Notice of Failure to Receiving Appellees Reply in Support of their Motion to Strike Meyers May 21, 2016 Exhibits by Mr. Kevin R. Keating; Certificate of Service for Request for oral Argument; Exhibit of Keating False claim of Certificate of Service (Appellant)
50. 1-Aug-2016 FILED: Appellees Response in Opposition to Appellants Request for Oral Argument; Certificate of Service (Appellee)
51. 21-Aug-2016 FILED: Reply to Appellees Opposition of Oral Argument; For Appellants Reply to Appellee's Opposition to Oral Argument; Attachment of Evidence of Appellees Late Filings against (Appellant)
52. 5-Oct-2016 ORDERED: denying the request to vacate the court's order. Melina Brill ProTem Judge - Author
53. 13-Oct-2016 ORDERED: Request for Oral Argument (Appellant) = DENIED. Hon Michael J Brown - Author
54. 30-Dec-2016 CLNDR: CONFERENCE, Department E, 2-15-17, COURTROOM 2.