

Court of Appeals, Division One
Civil Appeal

1 CA-CV 15-0550

STATE v. 6635 N 19TH AVE

<p>Appellate Case Information</p> <p>Case Filed: 20-Aug-2015</p> <p>Case Closed:</p>	<p>Dept/Composition</p> <p>Department E</p> <p>Hon. Kent E Cattani Hon. Lawrence F Winthrop Hon. Maurice Portley</p>
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Side 1. STATE OF ARIZONA ex rel. MARK BRNOVICH, Attorney General, Petitioner/Appellee
(Litigant Group) STATE OF ARIZONA

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| <ul style="list-style-type: none"> State of Arizona | <p>Attorneys for: Petitioner/Appellee</p> <p>Alyse Meislik, Esq. (AZ Bar No. 24052)
Evan G Daniels, Esq. (AZ Bar No. 30624)
Oramel H Skinner, Esq. (AZ Bar No. 32891)</p> |
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Side 2. 6635 N. 19TH AVENUE, INC., an Arizona corporation, Respondent/Appellant
(Litigant Group) 6635 N 19TH AVENUE INC

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| <ul style="list-style-type: none"> 6635 N 19th Avenue Inc | <p>Attorneys for: Respondent/Appellant</p> <p>Gregory G McGill, Esq. (AZ Bar No. 11020)</p> |
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CASE STATUS

Dec 20, 2016....**Decision Rendered**

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2015-000074	Petition for Enforcement of a Civil Investigative Demand and for an Order to Show Cause		Lori Horn Bustamante, Authoring Judge of Order		

2 OPEN DUE DATES

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| Motion for Reconsideration due | Due By: Wednesday, January 4, 2017 |
| <i>Re: MEMORANDUM DECISION (Affirmed) Hon Maurice Portley - Author; Hon Kent E Cattani - Concur; Hon Lawrence F Winthrop - Concur</i> | |
| Petition for Review to ASC due | Due By: Thursday, January 19, 2017 |
| <i>Re: MEMORANDUM DECISION (Affirmed) Hon Maurice Portley - Author; Hon Kent E Cattani - Concur; Hon Lawrence F Winthrop - Concur</i> | |

CASE DECISION

20-Dec-2016 MEMORANDUM DECISION	Filed: 20-Dec-2016	Mandate:
Maurice Portley.....Author	Decision Disposition Affirmed	
Kent Cattani.....Concur		
Lawrence Winthrop.....Concur		

35 PROCEEDING ENTRIES

- 20-Aug-2015 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 07/23/15
- 20-Aug-2015 FILED:e- Record on Appeal: Instruments/Minute Entries Exhibits - not sent at this time
- 27-Aug-2015 FILED: Notice to Parties re: Appellant's Fee/Case Management Statement/Brief Due
- 10-Sep-2015 FILED: Notice Of Appearance And Payment Of Appellant's \$280 Filing Fee; Certificate of Service (Appellant)
- 15-Sep-2015 FILED: Notice Of Transcript Order; Certificate of Service (Appellant)
- 15-Sep-2015 FILED: Notice of Filing Case Management Statement; Certificate of Service (Appellant)

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7. 16-Sep-2015 RECEIPT No.: 2015-01293 ; \$280.00, Authorization: #58014411195, Applied to: 6635 N 19TH AVENUE INC - Class A Filing Fee (\$280.00) Paid for: McGill Law Firm - By Integrated Resource Systems IN
8. 21-Sep-2015 FILED: Appellee's Notice re: No Appellee's Fee Due/Appellant's Brief Due
9. 19-Oct-2015 FILED: Motion for Procedural Order Granting Extension for Opening Brief; Certificate of Service; Exhibit A; Declaration of Greg McGill in Support of Motion for Procedural Order re Extension re Oprning Brief (Appellant)
10. 20-Oct-2015 ORDERED: Motion for Procedural Order Granting Extension for Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Monday, 10-26-2015 to Wednesday, 11-25-2015. Melina Brill ProTem Judge - Author
11. 19-Nov-2015 FILED: Reporter's Transcript - 04/09/2015 - Evidentiary Hearing (Amy Weaver)
12. 25-Nov-2015 FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service; Appendix to Opening Brief (Appellant)
13. 9-Dec-2015 ORDERED: staying this appeal to/including 1/25/16 and revesting jurisdiction in Maricopa Superior Court to consider application by appellant for a signed judgment w/ 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 automatically reinstated. FURTHER ORDERED: If appeal has not been reinstated, appellant shall file a request to continue stay of appeal or appeal may be dismissed. FURTHER ORDERED: If a signed judgment has been filed, answering brief shall be due on 2/24/16. Melina Brill ProTem Judge - Author
14. 17-Dec-2015 FILED: Motion for Reconsideration of Order Re: Staying Appeal; Certificate of Compliance; Certificate of Service; Exhibits A & B (Appellee)
15. 21-Dec-2015 ORDERED: requesting appellant file a response to motion for reconsideration on/before 1/11/16. Appellee may file a reply on/before 1/22/16. After receiving response/reply, court will issue a decision on motion for reconsideration. Melina Brill ProTem Judge - Author
16. 11-Jan-2016 FILED: Response to Motion for Reconsideration of Order Staying Appeal; Order to File a Response; Certificate of Service (Appellant)
17. 22-Jan-2016 FILED: Reply in Support of Motion for Reconsideration of Order re Staying Appeal; Certificate of Compliance; Certificate of Service (Appellee)
18. 26-Jan-2016 ORDERED: Motion for Reconsideration of Order Re: Staying Appeal (Appellee) = GRANTED and vacating this court's 12/9/15 order staying this appeal to permit appellant to apply to superior court for a signed judgment containing a certification of finality pursuant to ARCAP 54(c). FURTHER ORDERED: Answering brief shall be filed on/before 2/26/16. Hon Patricia A Orozco - Author
19. 26-Feb-2016 FILED: State's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
20. 10-Mar-2016 FILED: Notice of Errata re: Certificate of Service; Certificate of Service; Exhibit (Appellee)
21. 18-Mar-2016 FILED: Appellant's Reply Brief; Certificate of Compliance; Certificate of Service
22. 28-Mar-2016 FILED: Request for Oral Argument; Certificate of Service (Appellee)
23. 28-Mar-2016 FILED: Notice of Removal of Attorney from Matter; Certificate of Service (Appellee)
24. 30-Mar-2016 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
25. 8-Apr-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record
26. 8-Apr-2016 FILED: Additional Record on Appeal:
HD 4/9/15 - List and # 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 in a box.
27. 12-Apr-2016 ORDERED: Request for Oral Argument (Appellee) = GRANTED. Hon Michael J Brown - Author
28. 26-Sep-2016 CLNDR: MONTHLY COURT CASE CALENDAR, Department E, 11-21-16, 02:15 pm, COURTROOM 2.
29. 6-Oct-2016 FILED: Notice of Oral Argument
30. 13-Oct-2016 FILED: Receipt for Notice of Oral Argument, signed by Gregory G McGill on 10/06/2016; Certificate of Service (Appellant)
31. 21-Oct-2016 FILED: Notice of Filing Return Receipt re: Oral Argument; Certificate of Service; Receipt for Notice of Oral Argument, signed by Alyse Meislik on 10/06/2016 (Appellee)

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- 32. 25-Oct-2016 FILED: Notice of Appearance and Substitution of Arguing Attorney; Certificate of Service (Appellee)
- 33. 21-Nov-2016 FILED: Sign-in Sheet/Case is Under Advisement as of 11/21/2016 (Dept E)
- 34. 20-Dec-2016 MEMORANDUM DECISION (Affirmed) Hon Maurice Portley - Author; Hon Kent E Cattani - Concur; Hon Lawrence F Winthrop - Concur
- 35. 20-Dec-2016 FILED: Memorandum Decision Distribution List