

Court of Appeals, Division One
Civil Appeal

1 CA-CV 15-0619

BENOIST v. LA SIESTA

<p>Appellate Case Information</p> <p>Case Filed: 17-Sep-2015</p> <p>Case Closed:</p>	<p>Dept/Composition</p> <p>Department A</p> <p>Hon. Kenton D Jones Hon. Randall M Howe Hon. Donn Kessler</p>
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Side 1. NOEL THOMAS BENOIST, Petitioner/Appellant
(Litigant Group) NOEL THOMAS BENOIST

• Noel Thomas Benoist PRO SE

Side 2. LA SIESTA MOBILE HOME & RV PARK, Respondent/Appellee
(Litigant Group) LA SIESTA MOBILE HOME & RV PARK

• La Siesta Mobile Home & RV Park **Attorneys for: Respondent/Appellee**
Mark A Tucker, Esq. (AZ Bar No. 15338)

CASE STATUS

Dec 7, 2016.....Pending in ASC

PREDECESSOR CASE (S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR LC2015-000222-001	Special Action Complaint		J Richard Gama, Authoring Judge of Order		

DESCENDENT CASE (S)
ASC CV-16-0298-PR

CASE DECISION

04-Oct-2016 **MEMORANDUM DECISION**

Percurium

Kenton Jones.....Concur
Donn Kessler.....Concur
Randall Howe.....Concur

Filed: 04-Oct-2016	Mandate:
Decision Disposition	
Affirmed	

40 PROCEEDING ENTRIES

- 17-Sep-2015 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 08/19/15
- 17-Sep-2015 FILED: e-Record on Appeal: Instruments/Minute Entries
- 22-Sep-2015 FILED: Notice to Parties re: Appellant's Fee/Case Management Statement/Brief Due
- 14-Oct-2015 FILED: Case Management Statement (Appellant Pro Per)
- 14-Oct-2015 FILED: Certification of Service (of Case Management Statement)(Appellant Pro Per)
- 19-Oct-2015 RECEIPT No.: 2015-01447 ; \$280.00, Authorization: Ref1:92010625836, Applied to: NOEL THOMAS BENOIST - Class A Filing Fee (\$280.00) Paid for: NOEL THOMAS BENOIST - By Intresys Inc
- 23-Oct-2015 FILED: Appellee's Notice re: Appellee's Fee/Appellant's Brief Due
- 20-Nov-2015 FILED: Motion for Extension of Time to File Opening Brief; Certificate of Service (Appellant)
- 24-Nov-2015 ORDERED: Extending the time for filing the Opening Brief to/including 1/15/16. Barbara Vidal Vaught ProTem Judge - Author
- 1-Dec-2015 FILED: Motion to Reinstate Office of Administrative Hearings Case No. 15F-L1515004-BFS; Certificate of Service; Exhibits 1 - 5 (Appellant)

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11. 29-Dec-2015 ORDERED: Motion to Reinstate Office of Administrative Hearings Case No. 15F-L1515004-BFS (Appellant) = DENIED. Barbara Vidal Vaught ProTem Judge - Author
12. 15-Jan-2016 FILED: Request for Experienced Panel of Judges (Appellant Pro Per)
13. 15-Jan-2016 FILED: Motion to Review, Reconsider and Reverse the Erroneous Decision of December 29, 2015 Made by Pro Tem Judge Barbara Vidal Vaught (Appellant Pro Per)
14. 15-Jan-2016 FILED: Appellant's Opening Brief (Appellant Pro Per)
15. 19-Jan-2016 ORDERED: Motion to Review , Reconsider and Reverse the Erroneous Decision of December 29, 2015 Made by Pro Tem Judge Barbara Vidal Vaught (Appellant Pro Per) and Request for Experienced Panel of Judges (Appellant Pro Per) = DENIED. Hon Patricia A Orozco - Author
16. 11-Feb-2016 FILED: Appellant's Motions (Appellant Pro Per)
17. 16-Feb-2016 FILED: Motion to Reconsider due to Certificate of Service (Appellant Pro Per)
18. 16-Feb-2016 ORDERED: Appellant's Motions (Appellant Pro Per) = DENIED. Barbara Vidal Vaught ProTem Judge - Author
19. 18-Feb-2016 ORDERED: Motion to Reconsider due to Certificate of Service (Appellant Pro Per) = DENIED. Hon Donn Kessler - Author
20. 1-Mar-2016 FILED: Appellant's Motions (Appellant Pro Per)
21. 4-Mar-2016 ORDERED: Appellant's Motions (Appellant Pro Per) = DENIED. FURTHER ORDERED: Answering brief shall be filed on/before 3/14/16. If answering brief is not filed on/before 3/14/16, court will submit this appeal for decision on record and opening brief. Barbara Vidal Vaught ProTem Judge - Author
22. 29-Mar-2016 FILED: Appellant's Motions (Appellant Pro Per)
23. 29-Mar-2016 ORDERED: submitting this appeal for decision on record and opening brief. Barbara Vidal Vaught ProTem Judge - Author
24. 30-Mar-2016 ORDERED: Appellant's Motions (Appellant Pro Per) = DENIED as moot. Barbara Vidal Vaught ProTem Judge - Author
25. 3-May-2016 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
26. 12-May-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record
27. 7-Jul-2016 CLNDR: CONFERENCE, Department A, 9-20-16, COURTROOM 2.
28. 28-Jul-2016 FILED: Appellants Inquiry in Re This Case (Appellant Pro Per)
29. 2-Aug-2016 ORDERED: Appellants Inquiry in Re This Case (Appellant Pro Per) = DENIED. Hon Kenton D Jones Judge - Author
30. 4-Oct-2016 MEMORANDUM DECISION (Affirmed) Hon Kenton D Jones Judge - Concur; Hon Donn Kessler - Concur; Hon Randall M Howe - Concur PERCURIUM
31. 4-Oct-2016 FILED: Memorandum Decision Distribution List
32. 3-Nov-2016 FILED: Appellants Status of the Case Inquiry (Appellant Pro Per)
33. 10-Nov-2016 ORDERED: directing the Clerk to send another copy of the 10/04/2016 memorandum decision to Appellant by both mail and e-mail along with a file-stamped copy of this order. FURTHER ORDERED: deadline to file any motion for reconsideration or petition for review will be calculated from the date this order is filed by the Clerk. Hon Kenton D Jones - Author
34. 17-Nov-2016 FILED: Motion for Reconsider (Appellant Pro Per)
35. 22-Nov-2016 ORDERED: Motion for Reconsider (Appellant Pro Per) = DENIED. Hon Kenton D Jones - Author
36. 5-Dec-2016 FILED: Courtesy Copy - Petition for Review of Special Action Petitioner Asked For to Correct Administrative and Superior Court Arbitrary and Capricious Decisions and Errors - with Motions to Assign this Special Action Appeal Petition to Correct Lower Courts, Order that Superior Court Should Have Ordered a Stay in Administrative Court Proceedings Until this Special Action Had Been Heard and; Then to Order the File Forwarded For Review by the Arizona Supreme Court Judges to Correct and Guide the Lower Courts filed 12/05/2016 in Arizona Supreme Court (Appellant Pro Per)

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- 37. 5-Dec-2016 FILED: Courtesy Copy - Petition for Review of Special Action Petitioner's Certificate of Compliance filed 12/05/2016 in Arizona Supreme Court (Appellant Pro Per)
- 38. 5-Dec-2016 FILED: Petition for Review of Special Action Certificate of Service (Appellant Pro Per)
- 39. 7-Dec-2016 FILED: Email Notice from ASC re: Petition for Review filed 12/5/16; request for partial record
- 40. 7-Dec-2016 FILED: Letter forwarding partial record to Arizona Supreme Court