

Court of Appeals, Division One
Civil Appeal

1 CA-CV 16-0087

JOHNSON BANK v. LEO et al.

| | |
|---|--------------------------------|
| <p>Appellate Case Information</p> <p>Case Filed: 17-Feb-2016</p> <p>Case Closed:</p> | <p>Dept/Composition</p> |
|---|--------------------------------|

Side 1. JOHNSON BANK, a banking corporation organized and existing under the laws of the State of Wisconsin, Plaintiff/Appellee
(Litigant Group) JOHNSON BANK

- | | |
|--|--|
| <ul style="list-style-type: none"> Johnson Bank | <p>Attorneys for: Plaintiff/Appellee</p> <p>William G Ridenour, Esq. (AZ Bar No. 2612)</p> <p>Timothy J Berg, Esq. (AZ Bar No. 4170)</p> <p>Janice Procter-Murphy, Esq. (AZ Bar No. 13078)</p> <p>Carrie Pixler Ryerson, Esq. (AZ Bar No. 028072)</p> |
|--|--|

Side 2. DONALD R. LEO, SR., and PAULA V. LEO, husband wife; JAMES G. BLONDIN and ELISABETH H. BLONDIN, husband and wife; GILBERT G. CYPHERT and DAVID B. WALLER, Defendant/Appellant
(Litigant Group) DONALD R LEO, SR. et al.

- | | |
|--|---|
| <ul style="list-style-type: none"> Donald R Leo, Sr. Paula V Leo | <p>Attorneys for: Defendants/Appellants Leo</p> <p>James W Armstrong, Esq. (AZ Bar No. 9599)</p> <p>John J Hebert, Esq. (AZ Bar No. 10633)</p> |
|--|---|

(Litigant Group) JAMES G BLONDIN et al. - dismissed per order filed 09/14/2016

- James G Blondin
- Elisabeth H Blondin

(Litigant Group) GILBERT G CYPHERT et al.

- | | |
|---|---|
| <ul style="list-style-type: none"> Gilbert G Cyphert David B Waller | <p>Attorneys: Defendants/Appellants Cyphert & Waller</p> <p>Jeffrey M Proper, Esq. (AZ Bar No. 3099)</p> |
|---|---|

CASE STATUS

Sep 26, 2016....At Issue

| PREDECESSOR CASE(S) | Cause/Charge/Class | Judgment/Sentence | Judge, Role <Comments> | Trial | Dispo |
|---------------------|--------------------|-------------------|--|-------|-------|
| MAR CV2013-011336 | Breach of Guaranty | | J Richard Gama, Authoring Judge of Order | | |

37 PROCEEDING ENTRIES

| | | |
|----|-------------|--|
| 1. | 17-Feb-2016 | FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 01/19/16 (Defendants Leo); Notice of Joint Appeal from Maricopa County Superior Court filed 2/5/16 (Defendants Blondin, Cyphert and Waller) |
| 2. | 17-Feb-2016 | FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits - not sent at this time |
| 3. | 24-Feb-2016 | FILED: Notice to Parties re: Appellants' Fees/Case Management Statements/Briefs Due |
| 4. | 25-Feb-2016 | FILED: AMENDED Notice to Parties re: Appellant's Fee/Case Management Statement/Brief Due |
| 5. | 25-Feb-2016 | FILED: Notice of Payment of Filing Fee; Certificate of Service of Notice of Payment of Filing Fee (Appellants Blondin) |
| 6. | 1-Mar-2016 | RECEIPT No.: 2016-00279 ; \$280.00, Authorization: 60024135869, Applied to: JAMES G BLONDIN et al. - Class A Filing Fee (\$280.00) Paid for: Hinshaw & Culbertson LLP - By Integrated Resource Systems IN |
| 7. | 2-Mar-2016 | FILED: Notice of Payment of Filing Fee; Certificate of Service of Notice of Payment of Filing Fee (Appellants Cyphert/Waller) |
| 8. | 4-Mar-2016 | RECEIPT No.: 2016-00301 ; \$280.00, Authorization: # 63015620091, Applied to: GILBERT G CYPHERT et al. - Class A Filing Fee (\$280.00) Paid for: Jeffrey M Proper - By Integrated Resource Systems IN |
| 9. | 7-Mar-2016 | RECEIPT No.: 2016-00305 ; \$280.00, Check Number: #95625, Applied to: DONALD R LEO, SR. et al. - Class A Filing Fee (\$280.00) Paid for: - By Sacks Tierney PA |

Court of Appeals, Division One
Civil Appeal

1 CA-CV 16-0087

JOHNSON BANK v. LEO et al.

37 PROCEEDING ENTRIES

10. 8-Mar-2016 FILED: Appellee's Notice re: Appellee's Fee/Appellant's Brief Due
11. 15-Mar-2016 FILED: Case Management Statement (Appellant Leo)
12. 15-Mar-2016 FILED: Case Management Statement (Appellant Blondin)
13. 17-Mar-2016 FILED: Copy of Final Judgment filed 7/8/15 (re: Case Management Statement) (Appellant Blondin, et al.)
14. 17-Mar-2016 FILED: Copy of Order re: Motion to Amend Findings and Judgment, or in the alternative, for a New Trial filed 1/11/16 (re: Case Management Statement) (Appellant Blondin, et al.)
15. 18-Mar-2016 FILED: Case Management Statement (Appellants Cyphert, et al.)
16. 22-Mar-2016 FILED: Notice of Appearance; Certificate of Service to Notice of Appearance (Appellee)
17. 25-Mar-2016 RECEIPT No.: 2016-00371 ; \$140.00, Authorization: 84016426846, Applied to: JOHNSON BANK - Class B Filing Fee (\$140.00) Paid for: Fennemore Craig PC - By Integrated Resource Systems IN
18. 14-Apr-2016 FILED: Unopposed Motion for Procedural Order to Extend Time for Filing Appellants' Opening Briefs; Certificate of Service; Order (Appellant)
19. 15-Apr-2016 ORDERED: Unopposed Motion for Procedural Order to Extend Time for Filing Appellants' Opening Briefs (Appellant) = GRANTED for all Opening Briefs. Due date EXTENDED from Monday, 04-25-2016 to Wednesday, 05-25-2016. Barbara Vidal Vaught ProTem Judge - Author
20. 25-May-2016 FILED: Opening Brief of Donald and Paula Leo; Certificate of Compliance; Certificate of Service; Appendix to Opening Brief of Donald and Paula Leo (Appellant Leo)
21. 25-May-2016 FILED: Joinder in Appellant's Opening Brief; Certificate of Service (Appellants Blondin & Cyphert/Waller)
22. 3-Jun-2016 FILED: Unopposed Motion for Procedural Order to Extend Time for Filing Appellee's Answering Brief; Certificate of Service (Appellee)
23. 6-Jun-2016 ORDERED: Unopposed Motion for Procedural Order to Extend Time for Filing Appellee's Answering Brief (Appellee) = GRANTED in part/Due date EXTENDED from Monday, 07-11-2016 to Wednesday, 08-10-2016. Melina Brill ProTem Judge - Author
24. 10-Aug-2016 FILED: Appellee Johnson Bank's Request for Oral Argument; Appellee Johnson Bank's Certificate of Service to Request for Oral Argument (Appellee)
25. 10-Aug-2016 FILED: Appellee Johnson Bank's Answering Brief; Appellee Johnson Bank's Certificate of Compliance to Answering Brief; Appellee Johnson Bank's Certificate of Service to Answering Brief (Appellee)
26. 10-Aug-2016 FILED: Appellee Johnson Bank's Appendix to Answering Brief (Appellee)
27. 29-Aug-2016 FILED: Unopposed Motion for Procedural Order to Extend Time for Filing Appellants' Reply Briefs; Certificate of Service (Appellant)
28. 30-Aug-2016 ORDERED: Unopposed Motion for Procedural Order to Extend Time for Filing Appellants' Reply Briefs (Appellant) = GRANTED. Due date EXTENDED from Tuesday, 09-06-2016 to Monday, 09-26-2016. Melina Brill ProTem Judge - Author
29. 12-Sep-2016 FILED: Joint Notice of Settlement and Voluntary Dismissal of Appellants James G. Blondin and Elisabeth H. Blondin's Appeal; Certificate of Service (Appellant)
30. 14-Sep-2016 ORDERED: Dismissing Appellants/Amending Caption = GRANTED/dismissing appellants James G Blondin and Elisabeth H Blondin from appeal, those parties to bear own costs and attorneys' fees. FURTHER ORDERED: amending caption in appeal by removing James G Blondin and Elisabeth H Blondin as appellants. Melina Brill ProTem Judge - Author
31. 26-Sep-2016 FILED: Reply Brief of Donald and Paula Leo; Certificate of Compliance; Certificate of Service (Appellants Leo)
32. 1-Oct-2016 FILED: Joinder of Appellants Gilbert Cyphert and David Waller in Reply Brief of Donald and Paula Leo; Certificate of Compliance to Joinder of Cyphert and Waller in Appellant Leo's Reply Brief; Certificate of Service of Joinder of Cyphert and Waller in Appellant Leo's Reply Brief (Appellant)
33. 4-Oct-2016 FILED: Joinder in Appellee's Request for Oral Argument; Certificate of Service (Appellant)
34. 2-Nov-2016 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
35. 8-Nov-2016 ORDERED: granting the requests for oral argument. Oral argument will be scheduled in the normal course of the court's civil appeals calendar, and the court will notify counsel of the date. Hon Michael J Brown - Author

Court of Appeals, Division One
Civil Appeal

1 CA-CV 16-0087

JOHNSON BANK v. LEO et al.

37 PROCEEDING ENTRIES

36. 14-Nov-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record

37. 14-Nov-2016 FILED: Additional Record on Appeal:
Exhibits: HD 10/09/2014 - LIST # 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 23 24 25 26 34 37 45 46 47 51 65 66 69 77
78 80 81 82 in a Box