

Court of Appeals, Division One

Civil Appeal

1 CA-CV 16-0090

BELLAS ARTES v. ARGENTO

Appellate Case Information

Case Filed: 18-Feb-2016

Case Closed:

Dept/Composition

Side 1. BELLAS ARTES DE MEXICO, INC., Plaintiff/Appellee

(Litigant Group) BELLAS ARTES DE MEXICO INC

- Bellas Artes De Mexico Inc

Attorneys for: Plaintiff/Appellee

David Brnilovich, Esq. (AZ Bar No. 6308)

Garrett J Olexa, Esq. (AZ Bar No. 16685)

Side 2. ARGENTO LLC, an Arizona limited liability company; MARIA PAPAGNO and JORGE A. PAPAGNO, as wife and husband, Defendant/Appellant

(Litigant Group) ARGENTO LLC et al.

- Argento LLC
Maria Papagno
Jorge A Papagno

Attorneys for: Defendant/Appellant

Mark A Nadeau, Esq. (AZ Bar No. 11280)

Laura Michelle Kam, Esq. (AZ Bar No. 25918)

Aaron Trachtman Goodman, Esq. (AZ Bar No. 24401)

CASE STATUS

Feb 10, 2017....At Issue

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR CV2013-070402, Conversion, Constructive Eviction, Breach of the Covenant of Good Faith and Fair Dealing; [see file], Dawn M Bergin, Authoring Judge of Order.

PENDING MATTER

Div 1 Request for Oral Argument

Filed: 15-Feb-2017

Motion for Procedural Order Setting Oral Argument (Appellant)

33 PROCEEDING ENTRIES

- 1. 18-Feb-2016 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 01/21/16
2. 18-Feb-2016 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits - not sent at this time
3. 25-Feb-2016 FILED: Notice to Parties re: Appellants' Fee/Case Management Statement/Brief Due
4. 8-Mar-2016 FILED: Ex Parte Application for Substitution of Counsel with Consent; Certificate of Service; Proposed Order Granting Ex Parte Application for Substitution of Counsel with Consent (Appellant)
5. 9-Mar-2016 ORDERED: Ex Parte Application for Substitution of Counsel with Consent (Appellant) = GRANTED and substituting Mark A Nadeau and Laura M Kam of DLA Piper LLP (US) as attorneys for appellants in place of Frederick C Thomas of Thomas Law PLLC. Barbara Vidal Vaught ProTem Judge - Author
6. 11-Mar-2016 RECEIPT No.: 2016-00322 ; \$280.00, Authorization: #70016939998, Applied to: ARGENTO LLC et al. - Class A Filing Fee (\$280.00) Paid for: DLA Piper US LLP - By Integrated Resource Systems IN
7. 14-Mar-2016 FILED: Notice of Filing of Original Transcript; Certificate of Service (Appellant)
8. 14-Mar-2016 FILED: Reporters Transcripts- 4 Volumes - (06/02/15, 06/03/15) [Mary E Manning], (06/04/15) [Lorena Marin-Garcia], (06/16/15) [Robin Osterode]
9. 16-Mar-2016 FILED: Case Management Statement; Certificate of Service (Appellant)
10. 18-Mar-2016 FILED: Appellee's Notice re: Appellee's Fee; Appellant's Brief

Court of Appeals, Division One**Civil Appeal****1 CA-CV 16-0090****BELLAS ARTES v. ARGENTO****33 PROCEEDING ENTRIES**

11. 31-Mar-2016 ORDERED: (Court has selected this appeal for assignment to Settlement Conference Program) vacating 4/25/16 due date for opening brief. FURTHER ORDERED: Staying appeal until further order. This order does not stay time for payment of filing fees. Fred Cole ProTem Judge - Author
12. 31-Mar-2016 FILED: Notice of Payment of Filing Fee; Certificate of Service for Appellee's Notice of Payment of Filing Fee (Appellee)
13. 6-Apr-2016 RECEIPT No.: 2016-00412 ; \$140.00, Authorization: #95028312895, Applied to: BELLAS ARTES DE MEXICO INC - Class B Filing Fee (\$140.00) Paid for: Jennings Strouss & Salmon PLC - By Integrated Resource Systems IN
14. 2-May-2016 ORDERED: setting telephonic assessment conference for 5/13/16 at 1 pm. Judge Donn Kessler will conduct telephonic conference. Melina Brill ProTem Judge - Author
15. 23-May-2016 ORDERED: In-person settlement conference set for 08/26/2016, 1pm. FURTHER ORDERED: Each separately represented party shall submit a completed settlement statement form by 5pm on 08/18/2016. Hon Donn Kessler - Author
16. 27-Jul-2016 ORDERED: substituting Settlement Conference Judge Michael J Brown for Settlement Conference Judge Donn Kessler for settlement conference scheduled for 08/26/2016, at 1:00 p.m. FURTHER ORDERED: objection to this order shall be submitted by 08/01/2016 to SettlementProgram@appeals.az.gov. Hon Michael J Brown - Author
17. 29-Aug-2016 (Settlement conference having been held and dispute remaining unresolved) ORDERED: Lifting stay. FURTHER ORDERED: Opening Brief due 09/30/2016. FURTHER ORDERED: All future motions to be addressed to court. Hon Michael J Brown - Author
18. 21-Sep-2016 FILED: Appellants Motion to Extend Time for Filing Opening Brief; Certificate of Service (Appellant)
19. 22-Sep-2016 ORDERED: Appellants Motion to Extend Time for Filing Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Friday, 09-30-2016 to Friday, 10-14-2016. Melina Brill ProTem Judge - Author
20. 12-Oct-2016 FILED: Appellants Second Motion to Extend Time For Filing Opening Brief; Certificate of Service (Appellant)
21. 14-Oct-2016 ORDERED: Appellants Second Motion to Extend Time For Filing Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Friday, 10-14-2016 to Friday, 10-21-2016. Melina Brill ProTem Judge - Author
22. 21-Oct-2016 FILED: Opening Brief of Defendants/Appellants Argento, LLC, Maria Papagno, and Jorge A Papagno; Certificate of Compliance; Certificate of Service (Appellants)
23. 21-Oct-2016 FILED: Appendix in Support of Opening Brief of Defendants/Appellants Argento, LLC, Maria Papagno, and Jorge A Papagno (Appellants)
24. 22-Nov-2016 FILED: Appellee's Motion to Extend Time for Filing Answering Brief; Certificate of Service for Appellee's Motion to Extend Time for Filing Answering Brief (Appellee)
25. 23-Nov-2016 ORDERED: Appellee's Motion to Extend Time for Filing Answering Brief (Appellee) = GRANTED. Due date EXTENDED from Monday, 12-05-2016 to Wednesday, 01-04-2017. Melina Brill ProTem Judge - Author
26. 4-Jan-2017 FILED: Answering Brief; Certificate of Compliance for Answering Brief; Certificate of Service for Appellee's Answering Brief and Certificate of Compliance (Appellee)
27. 4-Jan-2017 FILED: Appendix in Support of Plaintiffs/Appellee Bellas Artes de Mexico, Inc.'s Answering Brief; Courtesy Copy - Plaintiff's Application for Attorneys' Fees filed 08/31/2015 in Maricopa County Superior Court; Courtesy Copy - Standard Industrial/Commercial Multi-Tenant Lease; Reporter's Transcript - 06/02/2015 - Transcription of Proceedings - Day 1 (Mary Manning) (Appellee)
28. 4-Jan-2017 FILED: Appendix in Support of Plaintiffs/Appellee Bellas Artes de Mexico, Inc.'s Answering Brief; Reporter's Transcript - 06/03/2015 - Transcription of Proceedings - Day 2 (Mary Manning); Reporter's Transcript - 06/03/2015 - Transcription of Proceedings - Day 2 (Mary Manning); Reporter's Transcript - 06/04/2015 - Transcription of Proceedings - Day 3 (Lorena Marin-Garcia)/Reporter's Transcript - 06/16/2015 - Transcription of Proceedings - Day 4 (Robin Osterode) (Appellee)
29. 11-Jan-2017 FILED: Appellants' Unopposed Motion to Extend Time for Filing Reply Brief; Certificate of Service (Appellant)
30. 12-Jan-2017 ORDERED: Appellants' Unopposed Motion to Extend Time for Filing Reply Brief (Appellant) = GRANTED. Due date EXTENDED from Tuesday, 01-24-2017 to Friday, 02-10-2017. Melina Brill ProTem Judge - Author
31. 10-Feb-2017 FILED: Reply Brief of Defendants/Appellants Argento, LLC, Maria Papagno, and Jorge A Papagno; Certificate of Compliance; Certificate of Service (Appellant)

Court of Appeals, Division One

Civil Appeal

1 CA-CV 16-0090

BELLAS ARTES v. ARGENTO

33 PROCEEDING ENTRIES

- 32. 10-Feb-2017 FILED: Appendix in Support of Reply Brief of Defendants/Appellants Argento, LLC, Maria Papagno, and Jorge A. Papagno (Appellant)
- 33. 15-Feb-2017 FILED: Motion for Procedural Order Setting Oral Argument; Certificate of Service (Appellant)