# Court of Appeals, Division One

## Civil Appeal

# 1 CA-CV 16-0115 NOVAK v. MARICOPA CTY

**Appellate Case Information**

Case Filed: 4-Mar-2016

Case Closed:

**Dept/Composition**

**Department B**

Hon. Patricia K Norris
Hon. Samuel A Thumma
Hon. Margaret H Downie

**Side 1. DAVID NOVAK, Plaintiff/Appellant**

**(Litigant Group) DAVID NOVAK**

- **David Novak** PRO SE

**Side 2. MARICOPA COUNTY, Defendant/Appellee**

**(Litigant Group) MARICOPA COUNTY**

- **Maricopa County**

**Attorneys for: Defendant/Appellee**

J Randall Jue, Esq. (AZ Bar No. 14816)

## CASE STATUS

**Dec 27, 2016....Decision Rendered**

| PREDECESSOR CASE(S) | | Cause/Charge/Class | Judgment/Sentence | Judge, Role <Comments> | Trial | Dispo |
|---|---|---|---|---|---|---|
| MAR | CV2015-054358 | Petition for Damages | | Aimee L Anderson, Authoring Judge of Order | | |

## OPEN DUE DATE

**Petition for Review to ASC due** **Due By:** Thursday, January 26, 2017

*Re: MEMORANDUM DECISION (Affirmed) Hon Margaret H Downie - Author; Hon Patricia K Norris - Concur; Hon Samuel A Thumma - Concur*

## CASE DECISION

**27-Dec-2016 MEMORANDUM DECISION**

**Margaret Downie**.....Author
**Patricia Norris**.....Concur
**Samuel Thumma**.....Concur

Filed: **27-Dec-2016** Mandate:

| Decision Disposition |
|---|
| ***Affirmed*** |

## 15 PROCEEDING ENTRIES

| | | |
|---|---|---|
| 1. | 4-Mar-2016 | FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 02/05/16 |
| 2. | 4-Mar-2016 | FILED: e-Record on Appeal: Instruments/Minute Entries |
| 3. | 10-Mar-2016 | FILED: Notice to Parties re: Appellant's Fee Deferred/No Appellee's Fee/Appellant's Case Management Statement/Brief Due |
| 4. | 10-Mar-2016 | ORDERED: the deferral remains in effect unless there is a change in Appellant's financial circumstances. Ruth Willingham - Author |
| 5. | 31-Mar-2016 | FILED: Case Management Statement (Appellant Pro Per) |
| 6. | 23-May-2016 | FILED: Appellant's Opening Brief (Appellant Pro Per) |
| 7. | 27-Jun-2016 | FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee) |
| 8. | 6-Jul-2016 | FILED: Appellant's Reply to Defendant's Answering Brief (Appellant Pro Per) |
| 9. | 1-Aug-2016 | FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days |
| 10. | 11-Aug-2016 | FILED: Supplemented Superior Court e-Record with Revised Index of Record |



*Information presented in this document may not reflect all case activity and is subject to change without notice.*

# 1 CA-CV 16-0115 NOVAK v. MARICOPA CTY

**15 PROCEEDING ENTRIES**

| | | |
|---|---|---|
| 11. | 26-Sep-2016 | CLNDR: CONFERENCE, Department B, 11-16-16, COURTROOM 1. |
| 12. | 9-Nov-2016 | ORDERED: State file a supplemental brief, not to exceed 10 pages addressing why, given the above-quoted language and Novak's discharge from probation, this case is not moot. The State shall have until 11/30/2016 at 5:00 p.m. to submit its brief. FURTHER ORDERED: Novak shall have the opportunity to respond to the State's brief in a supplemental brief of his own not to exceed 10 pages. Novak shall have until 12/19/2016 at 5:00 p.m. to submit his response. FURTHER ORDERED: vacating this case from Department B's 11/16/2016 conference calendar and taking the matter under advisement on 12/20/2016. Hon Patricia K Norris - Author |
| 13. | 30-Nov-2016 | FILED: Appellee's Supplemental Brief; Certificate of Compliance; Certificate of Service (Appellee) |
| 14. | 27-Dec-2016 | MEMORANDUM DECISION (Affirmed) Hon Margaret H Downie - Author; Hon Patricia K Norris - Concur; Hon Samuel A Thumma - Concur |
| 15. | 27-Dec-2016 | FILED: Memorandum Decision Distribution List |



*Information presented in this document may not reflect all case activity and is subject to change without notice.*