

**Court of Appeals, Division One**

**Civil Appeal**

**1 CA-CV 16-0132**

**AMERON v. CHRISTIANA TRUST et al.**

**Appellate Case Information**

Case Filed: 11-Mar-2016  
Case Closed:

**Dept/Composition**

**Department B**  
Hon. Randall M Howe  
Hon. Lawrence F Winthrop  
Hon. Jon W Thompson

**Side 1. AMERON NATIONAL TRUST, Plaintiff/Appellant**

(Litigant Group) AMERON NATIONAL TRUST

- Ameron National Trust

**Attorneys for: Plaintiff/Appellant**

David E Swain, Esq. (AZ Bar No. 5509)

**Side 2. CHRISTIANA TRUST, et al., Defendant/Appellee**

(Litigant Group) CHRISTIANA TRUST

- Christiana Trust

**Attorneys for: Appellee Christina Trust**

Richard L Cobb, Esq. (AZ Bar No. 11427)  
Joseph J Glenn, Esq. (AZ Bar No. 23228)

(Litigant Group) WESTERN PROGRESSIVE

- Western Progressive - Arizona Inc

**Attorneys for: Appellee Western**

Robert W Norman, Jr., Esq. (AZ Bar No. 25328)  
Calvin J Platten, Jr., Esq. (AZ Bar No. 23978)

**CASE STATUS**

Jan 30, 2017....Assigned

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2014-094920	Temporary Restraining Order (Petition for Order to Half Trustee's Sale)		Robert H Oberbillig, Authoring Judge of Order		

**CALENDAR**

**Tuesday** MONTHLY COURT CASE CALENDAR  
**7-Mar-2017** Department B; COURTROOM 2

**22 PROCEEDING ENTRIES**

- 11-Mar-2016 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 03/02/16
- 11-Mar-2016 FILED: e-Record on Appeal: Instruments/Minute Entries
- 16-Mar-2016 FILED: Notice to Parties re: Appellant's Fee/Case Management Statement/Brief Due
- 21-Mar-2016 RECEIPT No.: 2016-00353 ; \$280.00 Applied to: AMERON NATIONAL TRUST - Class A Filing Fee (\$280.00) Paid for: Law Office of David Swain PPLC - By Bob L Hanks
- 28-Mar-2016 FILED: Appellee's Notice re: Both Appellee's Fees Due; Appellant's Brief/Case Management Statement Due
- 28-Mar-2016 RECEIPT No.: 2016-00377 ; \$140.00, Check Number: #17933, Applied to: CHRISTIANA TRUST - Class B Filing Fee (\$140.00) Paid for: - By Lake & Cobb PLC
- 29-Mar-2016 ORDERED: staying this appeal to/including 5/13/16 and re-vesting jurisdiction in Maricopa Superior Court to consider application by appellant for a signed judgment with a 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, opening brief shall be due on 6/13/16. Barbara Vidal Vaught ProTem Judge - Author
- 19-Apr-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record (including signed Final Judgment w/ Rule 54 (c) filed 4/14/16 re: Western Progressive - Arizona, Inc. and signed Final Judgment w/ Rule 54 (c) filed 4/14/16 re: Christiana Trust)

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9. 22-Apr-2016 FILED: Signed Final Judgment filed 4/14/16 (re: Western Progressive); Appellant's Certificate of Service (Appellant)
10. 22-Apr-2016 FILED: Signed Final Judgment filed 4/14/16 (re: Christiana Trust); Appellant's Certificate of Service (Appellant)
11. 3-May-2016 FILED: Case Management Statement; Final Judgment filed 4/14/16; Final Judgment filed 4/14/16 (Appellant)
12. 13-Jun-2016 FILED: Opening Brief of Plaintiff/Appellant Ameron National Trust; Opening Brief of Plaintiff/Appellant Ameron National Trust (duplicate); Opening Brief of Plaintiff/Appellant Ameron National Trust (duplicate) (Appellant)
13. 13-Jun-2016 FILED: Appendix Identifying Exhibits for Opening Brief of Appellant; Deed of Trust (Exhibit A); Discharge of Debtor (Exhibit B); Trustee's Final Report (Exhibit C) (Appellant)
14. 13-Jun-2016 FILED: Appendix Identifying Exhibits for Opening Brief of Appellant; Affidavit of Scivener's Error (Exhibit D); Bank of America Loan Comments (Exhibit E); Oral Argument (Exhibit F) (Appellant)
15. 21-Jul-2016 FILED: Answering Brief of Defendant/Appellee Christiana Trust; Rule 14 Certificate of Compliance; Certificate of Service (Appellee Trust)
16. 1-Aug-2016 FILED: Defendant/Appellee Western Progressive-Arizona, Inc.'s Answering Brief; Certificate of Compliance; Certificate of Service (Appellee Western Progressive)
17. 4-Aug-2016 RECEIPT No.: 2016-00959 ; \$140.00, Authorization: 16015800345, Applied to: WESTERN PROGRESSIVE - Class B Filing Fee (\$140.00) Paid for: Houser & Allison PC - By Integrated Resource Systems IN
18. 15-Aug-2016 FILED: Response Brief of Plaintiff/Appellant Ameron National Trust; Certificate of Compliance; Certificate of Service (Appellant)
19. 21-Aug-2016 FILED: Response Brief of Plaintiff/Appellant Ameron National Trust to Appellee Western-Progressive Arizona; Certificate of Compliance; Certificate of Service (Appellant)
20. 1-Sep-2016 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
21. 7-Sep-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record
22. 30-Jan-2017 CLNDR: CONFERENCE, Department B, 3-7-17, COURTROOM 2.