

Court of Appeals, Division One

Civil Appeal

1 CA-CV 16-0154

MOLEVER v. GRAY et al.

Appellate Case Information

Case Filed: 25-Mar-2016
Case Closed: 10-Jan-2017

Dismissal

Dept/Composition

Side 1. MOLEVER CONELLY PLLC, Plaintiff/Appellee

(Litigant Group) MOLEVER CONELLY PLLC

- Molever Conelly PLLC

Attorneys for: Plaintiff/Appellee

Loren Molever, Esq. (AZ Bar No. 7709)

Side 2. RANDY GRAY, et al., Defendant/Appellant

(Litigant Group) RANDY GRAY et al.

- Randy E Gray PRO SE
Kimberly L Gray PRO SE

CASE STATUS

Jan 10, 2017....Case Closed

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CV2014-050622, Breach of Contract, Susan M Brnovich, Authoring Judge of Order.

CASE DECISION

10-Jan-2017 ORDER

ORDERED: Stipulation to Dismiss Appeal (Appellee) = GRANTED/dismissing this appeal, the parties to bear thier own costs and attorneys' fees.

Filed: 10-Jan-2017 Mandate:

Decision Disposition

Dismissed

Melina Brill.....Author

35 PROCEEDING ENTRIES

- 1. 25-Mar-2016 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 02/26/16
2. 25-Mar-2016 FILED: e-Record on Appeal: Instruments/Minute Entries
3. 30-Mar-2016 FILED: Notice to Parties re: Appellants' Fee/Case Management Statement/Brief Due
4. 13-Apr-2016 RECEIPT No.: 2016-00438 ; \$280.00 Applied to: RANDY GRAY et al. - Class A Filing Fee (\$280.00) Paid for: - By RANDY GRA
5. 13-Apr-2016 FILED: Case Management Statement (Appellants Pro Per)
6. 15-Apr-2016 FILED: Appellee's Notice re: Appellee's Fee; Appellant's Brief Due
7. 19-Apr-2016 FILED: Notice Re Payment of Filing Fee; Certificate of Service Re Notice Re Payment of Filing Fee (Appellee)
8. 22-Apr-2016 RECEIPT No.: 2016-00479 ; \$140.00, Authorization: 11016581912, Applied to: MOLEVER CONELLY PLLC - Class B Filing Fee (\$140.00) Paid for: Molever Conelly PLLC - By Integrated Resource Systems
9. 22-Apr-2016 ORDERED: staying this appeal to/including 6/6/16 and revesting jurisdiction in Maricopa Superior Court to consider an application by appellants for a signed judgment w/ certification of finality pursuant to Rule 54 (c). FURTHER ORDERED: If superior court grants application, appellants 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 by filing of signed judgment w/ reference to Rule 54 (c) by 6/6/16, appellants shall file a request to continue stay of appeal or appeal may be dismissed. FURTHER ORDERED: If signed judgment has been filed, opening brief shall be due on 7/6/16. Melina Brill ProTem Judge - Author

Court of Appeals, Division One**Civil Appeal****1 CA-CV 16-0154****MOLEVER v. GRAY et al.****35 PROCEEDING ENTRIES**

10. 2-Jun-2016 FILED: Courtesy Copy - Application for Trial Court to Enter a Signed Judgement with Certification of Finality as Requested by the Arizona Court of Appeals filed 06/02/2016 in Maricopy County Superior Court re: AZ COA Case 1 CA-CV 16-0154
11. 15-Jun-2016 FILED: Motion to Dismiss Appeal; Certificate of Service Re Motion to Dismiss Appeal (Appellee)
12. 16-Jun-2016 FILED: Request to Continue Stay of Appeal (Appellant Pro Pers)
13. 21-Jun-2016 FILED: Appellee's Response to Appellants' "Request to Continue Stay of Appeal"; Certificate of Service re Appellee's Response to Appellants' Request to Continue Stay of Appeal (Appellee)
14. 21-Jun-2016 ORDERED: Motion to Dismiss Appeal (Appellee) = DENIED. FURTHER ORDERED: Request to Continue Stay of Appeal (Appellant Pro Pers) = GRANTED in part. FURTHER ORDERED: Continuing stay to/including 07/21/2016 and automatically reinstating appeal on 07/22/2016. FURTHER ORDERED: Signed judgment with rule 54(c) language due within 10 days after its entry. If appeal reinstated by filing of signed order, opening brief due 08/22/2016. Melina Brill ProTem Judge - Author
15. 22-Jun-2016 ORDERED: Denying Appellee's Request to dismiss appeal. FURTHER ORDERED: Affirming 06/21/2016 order continuing stay to/including 07/21/2016. Melina Brill ProTem Judge - Author
16. 23-Jun-2016 FILED: Appellants Reply to Appellees Response to Appellants Request to Continue Stay of Appeal (Appellant Pro Pers)
17. 30-Jun-2016 FILED: Appellants Filing of Trial Court Signed Judgement with Certification of Finality Pursuant to Rule 54 (c) and Request for Opening Brief Due Date (Appellant Pro Per)
18. 7-Jul-2016 ORDERED: Reinstating appeal. FURTHER ORDERED: Opening Brief due 08/22/2016. Melina Brill ProTem Judge - Author
19. 14-Jul-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record (including ME dated 6/21/16, filed 6/29/16 re: granting Application and signed judgment w/ certification under Rule 54(c))
20. 10-Aug-2016 FILED: Motion for Procedural Order Extending Time for Appellants to File Opening Brief (Appellant Pro Per)
21. 16-Aug-2016 FILED: Appellee's Response to Appellants' Motion to Extend Time for Filing of Opening Brief; Certificate of Service (Appellee)
22. 17-Aug-2016 ORDERED: Motion for Procedural Order Extending Time for Appellants to File Opening Brief (Appellant Pro Per) = GRANTED. Due date EXTENDED from Monday, 08-22-2016 to Wednesday, 09-21-2016. Barbara Vidal Vaught ProTem Judge - Author
23. 2-Sep-2016 FILED: Courtesy Copy - Appellant's Motion to Supplement Record filed 09/02/2016 in Maricopa County Superior Court (Appellant Pro Per)
24. 21-Sep-2016 FILED: Appellant's Opening Brief (Appellant Pro Per)
25. 29-Sep-2016 FILED: Appellant's Notice of Errata (Appellant Pro Per)
26. 7-Oct-2016 FILED: Appellees Motion for Extension of Time to File Answering Brief; Certificate of Service of Motion for Extension of Time for Filing Answering Brief (Appellee)
27. 11-Oct-2016 ORDERED: Appellees Motion for Extension of Time to File Answering Brief (Appellee) = GRANTED. Due date EXTENDED from Monday, 11-07-2016 to Wednesday, 12-07-2016. Melina Brill ProTem Judge - Author
28. 6-Dec-2016 FILED: Appellee's Answering Brief; Appellee's Certificate of Compliance; Certificate of Service (Appellee)
29. 15-Dec-2016 FILED: Motion for Extension of Time to File Reply Brief (Appellant Pro Per)
30. 19-Dec-2016 ORDERED: Motion for Extension of Time to File Reply Brief (Appellant Pro Per) = GRANTED. Due date EXTENDED from Tuesday, 01-03-2017 to Monday, 01-23-2017. Melina Brill ProTem Judge - Author
31. 27-Dec-2016 FILED: Defendants Motion to Set Amount of Supersedeas Bond (Appellant Pro Per)
32. 3-Jan-2017 ORDERED: taking no action on appellants' motion (Defendants Motion to Set Amount of Supersedeas Bond). Melina Brill ProTem Judge - Author
33. 6-Jan-2017 FILED: Stipulation to Dismiss Appeal; Certificate of Service re Stipulation to dismiss appeal (Appellee)
34. 10-Jan-2017 ORDERED: Stipulation to Dismiss Appeal (Appellee) = GRANTED/dismissing this appeal, the parties to bear thier own costs and attorneys' fees. Melina Brill ProTem Judge - Author
35. 10-Jan-2017 FILED: Letter, 01/10/2017, Certified Copy of Order dismissing appeal. No records to be returned to clerk, Maricopa County Superior Court