Court of Appeals, Division One

Civil Appeal

1 CA-CV 16-0217 RYAN et al. v. HENRY et al.

Appellate Case Information

Case Filed: 26-Apr-2016

Case Closed:

Dept/Composition

Consolidated with: 1 CA-CV 16-0601

Side 1. NOLAN RYAN, et al., Plaintiff/Appellee

(Litigant Group) NOLAN RYAN, et al.

- **Nolan Ryan**
- **Tim Hammer**
- **Mark Haile**

Attorneys for: Plaintiffs/Appellees Ryan et al.

Paul A Conant, Esq. (AZ Bar No. 12667)

Melissa A Emmel, Esq. (AZ Bar No. 23165)

Thomas L Hudson, Esq. (AZ Bar No. 14485)

Eric M Fraser, Esq. (AZ Bar No. 27241)

Side 2. PAULINE A. HARRIS HENRY, et al., Defendant/Appellant

(Litigant Group) PAULINE A HARRIS HENRY et al.

- **Pauline A Harris Henry**
- **George Henry**

Attorneys for: Defendants/Appellants

Amy M Wilkins, Esq. (AZ Bar No. 22762)

Side 3. PETER S. DAVIS, Court-Appointed Receiver, Appellee

(Litigant Group) PETER S. DAVIS, Court-Appointed Receiver

- **Peter S Davis**

Special Counsel for: Receiver/Appellee Davis

Ryan W Anderson, Esq. (AZ Bar No. 20974)

Alan S Baskin, Esq. (AZ Bar No. 13155)

William A Richards, Esq. (AZ Bar No. 13381)

Patrick M Murphy, Esq. (AZ Bar No. 2964)

Side 4. AMICABLE MANAGEMENT SERVICES LLC, Intervenor/Appellee

(Litigant Group) AMICABLE MANAGEMENT SERVICES LLC

- **Amicable Management Services LLC**

Attorneys for: Intervenor/Appellee Amicable

Frank L Murray, Esq. (AZ Bar No. 3443)

Stephanie M Wilson, Esq. (AZ Bar No. 16666)

PREDECESSOR CASE(S)		Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR	CV2013-015048	Injunctive Relief; Accounting; Declaratory Judgment		Jo Lynn Gentry, Authoring Judge of Order		

4 OPEN DUE DATES

Fee/Distribution List Removal Due — **Due By:** Thursday, November 10, 2016 [1 extension]

Amicable Mgmt

Re: FILED: Appellee's Notice re: Appellees' Fees; Appellant's Brief/Case Management Statement Due

Answering Brief due — **Due By:** Friday, April 7, 2017 [1 extension]

Ryan

Re: FILED: Appellants' Opening Brief; Certificate of Compliance; Certificate of Service (Appellants)

Answering Brief due — **Due By:** Friday, April 7, 2017 [1 extension]

Davis

Re: FILED: Appellants' Opening Brief; Certificate of Compliance; Certificate of Service (Appellants)

Answering Brief due — **Due By:** Friday, April 7, 2017 [1 extension]

Amicable

Re: FILED: Appellants' Opening Brief; Certificate of Compliance; Certificate of Service (Appellants)

37 PROCEEDING ENTRIES

1. 26-Apr-2016 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 03/28/16

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

37 PROCEEDING ENTRIES

2.	26-Apr-2016	FILED: e-Record on Appeal: Instruments/Minute Entries EXHIBIT(S): HD 01/06/2014 - LIST # 3 4 5 6 7 8 13 18 19 23 24 27 28 30 31 32 37 38 39 40 41 42 43 48 50 55 56 59 60 61 86 92 93 94 98 99 100 101 102 105 107 109 111 112 114 119 122 128 133 135 137 IN MANILA ENVELOPE HD 08/21/2015 - LIST # 1 2 3 4 5 6 8 9 10 11 12 13 14 15 IN MANILA ENVELOPE HD 08/24/2015 - LIST # 36 47 57 58 62 64 65 68 72 75 76 82 83 87 88 89 102 103 107 108 109 112 113 131 132 134 139 140 141 143 146 150 154 157 162 164 165 166 167 171 172 173 174 175 176 183 184 189 190 196 197 198 200 203 209 210 211 213 216 219 220 289 290 342 343 347 353 354 355 358 359 360 364 365 367 368 IN MANILA ENVELOPE
3.	3-May-2016	FILED: Notice to Parties re: Appellants' Fee/Case Management Statement/Brief Due
4.	17-May-2016	RECEIPT No.: 2016-00577 ; $280.00, Check Number: #1373, Applied to: PAULINE A HARRIS HENRY et al. - Class A Filing Fee ($280.00) Paid for: - By Goldman & Zwillinger PLLC
5.	23-May-2016	FILED: Appellee's Notice re: Appellees' Fees; Appellant's Brief/Case Management Statement Due
6.	23-May-2016	FILED: Case Management Statement (Appellants)
7.	23-May-2016	FILED: Certificate of Service Regarding Case Management Statement (Appellant)
8.	26-May-2016	FILED: Notice of Appearance for Nolan Ryan; Certificate of Service (Appellee)
9.	31-May-2016	FILED: Notice of Appearance; Certificate of Service (Appellees)
10.	1-Jun-2016	RECEIPT No.: 2016-00665 ; $140.00, Authorization: 52031070905, Applied to: NOLAN RYAN - Class B Filing Fee ($140.00) Paid for: Conant Law Firm PLC - By Integrated Resource Systems IN
11.	7-Jun-2016	FILED: Plaintiffs/Appellees' Case Management Statement Correction; Certificate of Service (Appellee Ryan)
12.	6-Jul-2016	FILED: Motion for Extension of Time to File Appellants' Opening Brief; Certificate of Service Regarding Motion for Extension of Time to File Appellants' Opening Brief (Appellant)
13.	7-Jul-2016	ORDERED: Motion for Extension of Time to File Appellants' Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Tuesday, 07-05-2016 to Tuesday, 09-06-2016. Melina Brill ProTem Judge - Author
14.	16-Sep-2016	FILED: Motion for Substitution of Counsel for Appellants; Certificate of Service (Appellant)
15.	16-Sep-2016	FILED: Motion for Second Extension of Time to File Opening Brief; Certificate of Service (Appellant)
16.	19-Sep-2016	FILED: Notice of Errata (re Certificate of Service); Certificate of Service (Appellant)
17.	21-Sep-2016	FILED: Response to Appellants' Motion for Extension of Time to File Opening Brief; Certificate of Service (Appellee)
18.	3-Oct-2016	FILED: Appellants' Reply In Support Of Motion For Extension Of Time To File Opening Brief; Certificate of Service (Appellant)
19.	7-Oct-2016	ORDERED: Motion for Second Extension of Time to File Opening Brief (Appellant) = GRANTED in part/vacating 09/06/2016 due date for opening brief. FURTHER ORDERED: within 5 calendar days after the court opens the appeal pertaining to appellants' 09/19/2016 notice of appeal, appellants shall file notice in this appeal with case number for new appeal. FURTHER ORDERED: if the new appeal is not opened and assigned a case number in this court by 11/01/2016, appellants shall file a motion to open the appeal. FURTHER ORDERED: Motion for Substitution of Counsel for Appellants (Appellant) = GRANTED/substituting Amy M Wilkins of the Wilkins Law Firm, PLLC, in place of Mark Goldman, David Uffens, and Jeff Surdakowski of Goldman Zwillinger PLLC, and Dennis I Wilenchik, Jeff Bouma, and Lawrence J Felder of Wilenchik & Bartness PC as counsel of record for appellants. Hon Kenton D Jones Judge - Author
20.	25-Oct-2016	FILED: Notice of Case Number for Related Appeal; Certificate of Service (Appellant)
21.	27-Oct-2016	ORDERED: consolidating case 1 CA-CV 16-0217 and 1 CA-CV 16-0601. Case no. 1 CA-CV 16-0217 is designated the primary number, and the above caption shall be used on all future documents filed in this appeal. FURTHER ORDERED: case management statement (for CV 16-0601) due 11/10/2016. FURTHER ORDERED: opening brief due 12/20/2016. FURTHER ORDERED: appellees' filing fees, payable to the clerk of this court, are due 11/10/2016. Melina Brill ProTem Judge - Author
22.	31-Oct-2016	FILED: Appellants' Notice of Filing Transcripts; Certificate of Service (Appellants)
23.	31-Oct-2016	FILED: Reporter's Transcript - 08/24/2015 - Trial - Day 1 (Brenda Doyle-Smith) (Appellants)
24.	31-Oct-2016	FILED: Reporter's Transcript - 08/25/2015 - Jury Trial - Day 2 (Jacquelyn Goldsmith) (Appellants)
25.	31-Oct-2016	FILED: Reporter's Transcript - 08/26/2015 - Jury Trial - Day 3 (Jacquelyn Goldsmith) (Appellants)

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37 PROCEEDING ENTRIES

26.	31-Oct-2016	FILED: Reporter's Transcript - 09/03/2015 - Jury Trial - Day 9 (Donna Limerick) (Appellants)
27.	31-Oct-2016	FILED: Reporter's Transcript - 08/27/2015 - Jury Trial - Day 4 (Jacquelyn Goldsmith) (Appellants)
28.	31-Oct-2016	FILED: Reporter's Transcript - 08/31/2015 - Jury Trial - Day 5 (Jacquelyn Goldsmith) (Appellants)
29.	31-Oct-2016	FILED: Reporter's Transcript - 09/01/2015 - Jury Trial - Day 6 (Jacquelyn Goldsmith) (Appellants)
30.	31-Oct-2016	FILED: Reporter's Transcript - 09/02/2015 - Jury Trial - Day 8 (Debra Price) (Appellant)
31.	1-Nov-2016	FILED: Letter, dated 11/01/2016, from Eric M Fraser, to Clerk of the Court re: Appellee Filing Fee (Appellee Ryan et al.)
32.	10-Nov-2016	FILED: Case Management Statement (Appellants)
33.	10-Nov-2016	FILED: Supplemented Superior Court e-Record with Revised Index of Record (including Second Amended Notice of Appeal filed 11/8/16 re: Order on Post-Judgment Motions entered 10/24/16; Order on Post-Judgment Motions filed 10/24/16)
34.	20-Dec-2016	FILED: Appellants' Opening Brief; Certificate of Compliance; Certificate of Service (Appellants)
35.	20-Jan-2017	FILED: Unopposed Motion for Procedural Order re Extension of Time to File Answering Briefs; Certificate of Service (Appellee)
36.	20-Jan-2017	FILED: Notice of Appearance; Certificate of Service (Appellee Davis)
37.	23-Jan-2017	ORDERED: Unopposed Motion for Procedural Order re Extension of Time to File Answering Briefs (Appellee) = GRANTED. Due date EXTENDED from Monday, 02-06-2017 to Friday, 04-07-2017 for all answering briefs. Melina Brill ProTem Judge - Author

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