Court of Appeals, Division One

Civil Appeal

1 CA-CV 16-0240 — EVOU, et al. v. ALL IN, et al.

Appellate Case Information

Case Filed: 29-Apr-2016

Case Closed:

Dept/Composition

Side 1. EVOU FITNESS LLC, et al., Plaintiff/Appellee

(Litigant Group) EVOU FITNESS LLC

- **EVOU Fitness LLC, Plaintiff, Counter-Defendant, Appellee**
- **Spectrum Fitness LLC**

Attorneys for: Plaintiffs/CntrDefdnts/Appellees

Jessica Post, Esq. (AZ Bar No. 27468)

Kristi Lundstrom, Esq. (AZ Bar No. 31549)

Side 2. ALL IN FITNESS & WELLNESS LLC, et al., Defendant/Appellant

(Litigant Group) ALL IN FITNESS & WELLNESS LLC

- **All In Fitness & Wellness LLC, Defendant, Counter-Claimant, Appellant**
- **Quan Phu**
- **Anthony Dinobile**

Attorneys for: Defendants/CntrClmts/Appellants

David A Selden, Esq. (AZ Bar No. 7499)

Jennifer L Sellers, Esq. (AZ Bar No. 27448)

CASE STATUS

Jan 3, 2017.....At Issue

PREDECESSOR CASE(S)		Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR	CV2014-009146		Intentional Tort	Arthur T Anderson, Authoring Judge of Order		

OPEN DUE DATE

Additional Record Due — **Due By:** Tuesday, February 21, 2017

Re: FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days

25 PROCEEDING ENTRIES

1.	29-Apr-2016	FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 04/01/16
2.	29-Apr-2016	FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
3.	3-May-2016	FILED: Notice to Parties re: Appellants' Fee/Case Management Statement/Brief Due
4.	9-May-2016	FILED: Defendants'/Counterclaims' Notice of Payment of Appeal; Untitled (Certificate of Service) (Appellant)
5.	12-May-2016	RECEIPT No.: 2016-00565 ; $280.00, Authorization: #32018688206, Applied to: ALL IN FITNESS & WELLNESS LLC - Class A Filing Fee ($280.00) Paid for: Cavanagh Law Firm - By Integrated Resource Systems IN
6.	12-May-2016	FILED: Reporter's Transcript - 07/01/2014 - Settlement Agreement (Miguel Benitez)
7.	18-May-2016	ORDERED: (per Sorensen v. Farmers) staying appeal to/including 7/05/2016. Signed order with certification of finality pursuant to rule 54(c) due within 10 days after its entry. If appeal reinstated by filing of signed order, case management statement due 7/15/2016 and opening brief due 8/04/2016. Melina Brill ProTem Judge - Author
8.	9-Jun-2016	FILED: Supplemented Superior Court e-Record with Revised Index of Record (including signed Judgment filed 6/1/16 re: Rule 54 (c) and ME filed 6/3/16 re: Judgment signed)
9.	10-Jun-2016	FILED: Courtesy Copy – Submisson of Signed Final Judgement filed 06/01/2016 in Maricopa County Superior Court re: Dismissal; Certificate of service (Appellant)
10.	13-Jun-2016	FILED: Courtesy Copy - Submission of Signed Final Judgement filed 06/01/2016 in Maricopa County Superior Court
11.	15-Jul-2016	FILED: Case Management Statement (Appellant)

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

25 PROCEEDING ENTRIES

12.	28-Jul-2016	FILED: Motion for Procedural Order Regarding Extension of Time to Submit Opening Brief; Certificate of Service (Appellant)
13.	1-Aug-2016	ORDERED: Motion for Procedural Order Regarding Extension of Time to Submit Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Thursday, 08-04-2016 to Tuesday, 09-06-2016. Melina Brill ProTem Judge - Author
14.	1-Sep-2016	FILED: Stipulated Motion for Extension of Time to File Appellant's Opening Brief and Appellees' Response Brief; Certificate of Service (Appellant)
15.	1-Sep-2016	FILED: Notice of Appearance; Certificate of Service to Plaintiff/Appellees Notice of Appearance (Appellees)
16.	2-Sep-2016	ORDERED: Stipulated Motion for Extension of Time to File Appellant's Opening Brief and Appellees' Response Brief (Appellant) = GRANTED in part. Opening Brief due date EXTENDED from Tuesday, 09-06-2016 to Friday, 09-16-2016. FURTHER ORDERED: denying request to extend deadline for filing answering brief to 12/09/2016. Once opening brief is filed, and answering brief due date is docketed, appellee may file a motion to extend deadline. Barbara Vidal Vaught ProTem Judge - Author
17.	6-Sep-2016	FILED: Courtesy Copy - Stipulated Motion for Extension of Time to File Appellant's Opening Brief and Appellees' Response Brief (Appellants)
18.	7-Sep-2016	RECEIPT No.: 2016-01109 ; $140.00, Authorization: 50025142797, Applied to: EVOU FITNESS LLC - Class B Filing Fee ($140.00) Paid for: Fennemore Craig PC - By Integrated Resource Systems IN
19.	16-Sep-2016	FILED: Defendant's/Counterclaimant's/Appellant's Opening Brief; Certificate of Compliance of Defendant/Appellant's Opening Brief; Certificate of Service of Defendant/Appellant's Opening Brief and Certificate of Compliance (Appellant)
20.	16-Sep-2016	FILED: Appendix to Defendant/Appellants' Oppening [sic] Brief (Appellant)
21.	3-Oct-2016	FILED: Motion For Extension Of Time To File Appellees' Response Brief; Certificate of Service of Motion For Extension Of Time To File Appellees' Response Brief (Appellee)
22.	5-Oct-2016	ORDERED: Motion For Extension Of Time To File Appellees' Response Brief (Appellee) = GRANTED. Due date EXTENDED from Wednesday, 10-26-2016 to Friday, 12-09-2016. Melina Brill ProTem Judge - Author
23.	9-Dec-2016	FILED: Answering Brief of Appellees; Certificate of Compliance to Answering Brief of Appellees; Certificate of Service to Answering Brief of Appellees (Appellees)
24.	3-Jan-2017	FILED: Defendants'/Counterclaimants'/Appellants' Reply to Plaintiffs'/Counterdefendants'/Appellees' Answering Brief; Certificate of Compliance of Defendants'/Counterclaimants'/Appellants' Reply to Plaintiffs'/Counterdefendants'/Appellees' Answering Brief; Certificate of Service of Defendants'/Counterclaimants'/Appellants' Reply to Plaintiffs'/Counterdefendants'/Appellees' Answering Brief and Certificate of Compliance (Appellants)
25.	9-Feb-2017	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days

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