

Court of Appeals, Division One

Civil Appeal

1 CA-CV 16-0622

SKYDIVE AZ v. HOGUE, et al.

Appellate Case Information

Case Filed: 27-Oct-2016
Case Closed:

Dept/Composition

Side 1. SKYDIVE ARIZONA INC, Plaintiff/Appellee
(Litigant Group) SKYDIVE ARIZONA INC

- Skydive Arizona Inc, Judgment Debtor

Attorneys for: Plaintiff/Judgment Debtor/Appellee
Sid Leach, Esq. (AZ Bar No. 19519)

Side 2. MARC HOGUE, et al., Defendant/Appellant
(Litigant Group) MARC HOGUE, et al.

- Marc Hogue, Judgment Creditor
- Skydive Force Inc, Judgment Creditor
- Skydive Coolidge Inc, Judgment Creditor

Attorneys for: Defndnts/Judgmnt Credits/Appellnts
Paul G Johnson, Esq. (AZ Bar No. 10309)
Eric D Gere, Esq. (AZ Bar No. 23226)

Side 3. ADVENTURES IN SKYDIVING, SKYDIVE AZ, INC, Appellee
(Litigant Group) ADVENTURES IN SKYDIVING, SKYDIVE AZ, INC

- Adventures in Skydiving, Skydive AZ, Inc

Attorneys for: Garnishee/Appellee
Stephen R Cooper, Esq. (AZ Bar No. 9056)

CASE STATUS

Nov 30, 2016...Stayed

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2006-015563	Objection to Answer of Garnishee		James R Morrow, Authoring Judge of Order		

OPEN DUE DATE

Additional Record Due

Due By: Friday, March 3, 2017

notice of status of applications

*Re: * ORDERED: Notice of Initial Ruling in Superior Court and Request to Continue Stay = GRANTED/continuing stay of this appeal to allow the superior court to consider and rule on the applications for attorneys' fees.*

FURTHER ORDERED: notice with ruling attac

20 PROCEEDING ENTRIES

- 27-Oct-2016 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 09/29/16
- 27-Oct-2016 FILED: e-Record on Appeal: Instruments/Minute Entries
Depositions: 5/2/12 - Larry Hill; 4/25/12 - Marc Hogue (2 parts)
- 27-Oct-2016 FILED: Additional Record on Appeal:
Exhibits: HD 07/30/2013 - LIST # 1 2 3 5 6 7 8 11 12 13 14 15 16 17 18 20 35 37 38 39 40 79 80 81 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 118 122 124 125 126 127 129 131 134 145 151 154 229 231 235 239 240 243 267 268 273 274 294 298 299 303 304 308 311 315 316 320 321 338 355 392 395 396 405 419 428 431 432 433 434 436 439 440 441 442 443 444 446 447 448 in a Box;
HD 08/12/2014 - LIST # 6 9 10 11 21 in a Manila Envelope;
HD 07/15/2016 - LIST # 1 2 3(SEALED) 4(SEALED) 5(SEALED) 6(SEALED) 7(SEALED) 8(SEALED) 9(SEALED) 10(SEALED) 11(SEALED) 12(SEALED) 13(SEALED) 14 15 19(SEALED) 20(SEALED) 21(SEALED) 22(SEALED) 23(SEALED) 24(SEALED) 25(SEALED) 26(SEALED) 27(SEALED) 28(SEALED) 29(SEALED) 30(SEALED) 31(SEALED) 32(SEALED) 33(SEALED) 34(SEALED) 35(SEALED) 36(SEALED) 37(SEALED) 38(SEALED) 40(SEALED) 41(SEALED) 45 49(SEALED) 51(SEALED) 52(SEALED) in a Box;
Sealed Items: Filed 3/4/15 - CD Exhibit E to: Motion to Compel and Request for Sanctions
- 31-Oct-2016 RECEIPT No.: 2016-01323 ; \$280.00, Check Number: #1402, Applied to: MARC HOGUE, et al. - Class A Filing Fee (\$280.00)
Paid for: Jennings Strouss & Salmon PLC - By Nancy Mahan
- 31-Oct-2016 FILED: Appellants Motion to File Trial Court Transcripts Under Seal; Certificate of Service (Appellant)
- 31-Oct-2016 FILED: Courtesy Copy - Appellants' Motion to File Trial Court Transcripts Under Seal (Appellant)

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20 PROCEEDING ENTRIES

7. 31-Oct-2016 FILED: Reporter's Transcript - 06/13/2016 - Evidentiary Hearing (Linda J Smith) (Appellant)
8. 31-Oct-2016 FILED: Reporter's Transcript - 07/15/2016 - Transcript of Proceedings (Fiona Coxon) (Appellant)
9. 1-Nov-2016 FILED: Notice to Parties re: Appellants' Fee was Paid/Appellants' Case Management Statement/Brief Due
10. 1-Nov-2016 FILED: Appellants' Motion to Stay Appeal; Certificate of Service for Appellants' Motion to Stay Appeal (Appellant)
11. 1-Nov-2016 FILED: Notice of Payment of Filing Fees; Certificate of Service for Appellants' Notice of Payment of Filing Fees
12. 2-Nov-2016 ORDERED: vacating 01/03/2017 due date for the opening brief. The order ruling on the pending motion to stay will set a due date for filing the opening brief. Melina Brill ProTem Judge - Author
13. 21-Nov-2016 FILED: Response to Appellants Motion to File Trial Court Transcripts Under Seal; Certificate of Service for Appellee's Response to Appellants'?? Motion to File Trial Court Transcripts Under Seal (Appellee)
14. 21-Nov-2016 FILED: Case Management Statement; Courtesy Copy - Minute Entry filed 09/01/2016 in Maricopa County Superior Court re: Objection to Answer of Garnishee (Appellants)
15. 22-Nov-2016 FILED: Untitled (notice of paying appellee filing fee) (Appellee Skydive Arizona)
16. 29-Nov-2016 RECEIPT No.: 2016-01436 ; \$140.00, Authorization: #33024058930, Applied to: SKYDIVE ARIZONA INC - Class B Filing Fee (\$140.00) Paid for: Snell & Wilmer LLP - By Integrated Resource Systems IN
17. 30-Nov-2016 ORDERED: Appellants Motion to File Trial Court Transcripts Under Seal (Appellant) = GRANTED/allowing the transcripts of the 06/13/2016 proceeding and the 07/15/2016 proceeding to be filed under seal, subject to access by court personnel as needed for processing this appeal. FURTHER ORDERED: Appellants' Motion to Stay Appeal (Appellant) = GRANTED. FURTHER ORDERED: staying appeal and vesting jurisdiction in the Superior Court of Maricopa County for the purpose of permitting that court to consider the pending application for attorneys' fees. FURTHER ORDERED: within 10 days after the superior court rules on the application, appellants shall file a notice with this court with ruling attached. FURTHER ORDERED: written notice of status of application due 01/13/2017. FURTHER ORDERED: court will set a due date for opening brief after Superior Court rules on the application. Hon Diane M Johnsen - Author
18. 11-Jan-2017 FILED: Supplemented Superior Court e-Record with Revised Index of Record (including Minute Entry filed 01/04/2017 re: applications for attorneys' fees and costs)
19. 12-Jan-2017 FILED: Notice of Initial Ruling in Superior Court and Request to Continue Stay; Certificate of Service for Appellants' Notice of Initial Ruling in Superior Court and Request to Continue Stay; Minute Entry dated 12.29.16 (Appellant)
20. 18-Jan-2017 ORDERED: Notice of Initial Ruling in Superior Court and Request to Continue Stay = GRANTED/continuing stay of this appeal to allow the superior court to consider and rule on the applications for attorneys' fees. FURTHER ORDERED: notice with ruling attached due 10 days after the superior court rules on applications. FURTHER ORDERED: written notice of status of applications due 03/03/2017. Melina Brill ProTem Judge - Author