

Court of Appeals, Division One

Civil Appeal

1 CA-CV 19-0845

BATES, et al. v. BATES, et al.

Appellate Case Information

Case Filed: 23-Dec-2019
Case Closed:

Dept/Composition

Department C
Hon. Samuel A Thumma
Hon. D Steven Williams
Hon. David D Weinzweig

Side 1. In the Matter of:

A B B TRUST

BETH BATES, et al., Petitioner/Appellant

(Litigant Group) BETH BATES, et al.

- Beth Bates
- Tracy Bates
- Randi Bates
- Marjorie Bates

Attorneys for: Petitioners/Appellants

Robert N Sewell, Esq. (AZ Bar No. 24938)
William J Skabelund, Esq. (AZ Bar No. 29349)
Angelika O Doebler, Esq. (AZ Bar No. 35533)

Side 2. LINDI DAVIS BATES, et al., Respondent/Appellee

(Litigant Group) LINDI DAVIS BATES

- Lindi Davis Bates

Attorneys for: Respondent/Appellee

Jerome K Elwell, Esq. (AZ Bar No. 12699)
Philip B Visnansky, Esq. (AZ Bar No. 25806)

(Litigant Group) PAUL E. DELOUGHERY (Trust Protector)

- Paul E Deloughery
AZ Bar No. 22410
[Current Member]

Attorneys for: Trust Protector

Lauren L Garner, Esq. (AZ Bar No. 19475)

(Litigant Group) TEREKED C. REEUNG

- Tereked C Reeung, Trustee

Attorneys for: Trustee

James A Fassold, Esq. (AZ Bar No. 16479)
Justin P Nelson, Esq. (AZ Bar No. 32718)

CASE STATUS

Sep 28, 2020....Assigned

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR PB2018-002315	Declaratory Judgment (See Verified Petition)		Aryeh D Schwartz, Authoring Judge of Order		

CALENDAR

Thursday MONTHLY COURT CASE CALENDAR CV Cases
12-Nov-2020 Department C; COURTROOM 1
11:00 AM

40 PROCEEDING ENTRIES

1. 23-Dec-2019 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 11/21/19
2. 23-Dec-2019 FILED: e-Record on Appeal:
Combined Minute Entries/Instruments
Exhibits: None
3. 31-Dec-2019 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4. 22-Jan-2020 FILED: Appellant's Notice of Payment of Filing Fee; Certificate of Service (Appellant)
5. 22-Jan-2020 FILED: Case Management Statement (Appellant)
6. 22-Jan-2020 FILED: Plaintiff/Appellants Motion for Procedural Order to Extend Time to File the Case Management Statement and Filing Fee; Certificate of Service (Appellant)

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7. 24-Jan-2020 ORDERED: Plaintiff/Appellants Motion for Procedural Order to Extend Time to File the Case Management Statement and Filing Fee (Appellant) = GRANTED and accepting the filing fee and case management statement. Melina Brill ProTem Judge - Author
8. 28-Jan-2020 RECEIPT No.: 2020-00098 ; \$280.00, Authorization: #27031365510, Applied to: BETH BATES, et al. - Class A Filing Fee (\$280.00) Paid for: Davis Miles McGuire Gardner PLLC - By nCourt LLC
9. 31-Jan-2020 FILED: Notice of No Objection to Plaintiff/Appellants' Motion for Procedural Order to Extend Time to File the Case Management Statement and Filing Fee; Certificate of Service (Appellant)
10. 13-Feb-2020 FILED: Appellate Clerk Notice re: Appellees' Fees; Appellant's Brief Due
11. 14-Feb-2020 FILED: Appellee's Notice of Payment of Filing Fee; Certificate of Service (Appellee L. Bates)
12. 20-Feb-2020 FILED: Plaintiff/Appellants' Motion for Procedural Order to Extend Time to File Opening Brief 30 days to 04/01/2020; Certificate of Service (Appellant)
13. 20-Feb-2020 FILED: Appellee's Supplemental Case Management Statement (Appellee L. Bates)
14. 21-Feb-2020 RECEIPT No.: 2020-00205 ; \$140.00, Authorization: #51015267571, Applied to: LINDI DAVIS BATES - Class B Filing Fee (\$140.00) Paid for: Warner Angle Hallam Jackson & Formanek PLC - By nCourt LLC
15. 21-Feb-2020 FILED: Appellee's Notice of Payment of Filing Fee; Certificate of Service (Appellee Deloughery)
16. 21-Feb-2020 ORDERED: Plaintiff/Appellants' Motion for Procedural Order to Extend Time to File Opening Brief 30 days to 04/01/2020 (Appellant) = GRANTED. Due date EXTENDED from Monday, 03-02-2020 to Wednesday, 04-01-2020. Melina Brill ProTem Judge - Author
17. 25-Feb-2020 FILED: Appellee's Notice of Payment of Filing Fee; Certificate of Service (Appellee Reeung)
18. 27-Feb-2020 RECEIPT No.: 2020-00301 ; \$140.00, Authorization: #57027410532, Applied to: PAUL E. DELOUGHERY (Trust Protector) - Class B Filing Fee (\$140.00) Paid for: Jaburg & Wilk PC - By nCourt LLC
19. 2-Mar-2020 RECEIPT No.: 2020-00314 ; \$140.00, Authorization: #62006996715, Applied to: TEREKED C. REEUNG - Class B Filing Fee (\$140.00) Paid for: Tiffany & Bosco PA - By nCourt LLC
20. 1-Apr-2020 FILED: Petitioners'/Appellants' Request for Oral Argument; Certificate of Service (Appellant)
21. 1-Apr-2020 FILED: Petitioners'/Appellants' Opening Brief; Petitioners'/Appellants' Certificate of Compliance for Opening Brief; Certificate of Service (Appellant)
22. 12-Apr-2020 FILED: Amended Certificate of Service (Appellant)
23. 13-May-2020 FILED: Defendants/Appellee's Motion for Procedural Order to Extend Time to File Answering Brief 30 Days to 06/18/2020; Certificate of Service (Appellee Bates)
24. 15-May-2020 ORDERED: Defendants/Appellee's Motion for Procedural Order to Extend Time to File Answering Brief 30 Days to 06/18/2020 (Appellee) = DENIED. Melina Brill ProTem Judge - Author
25. 15-May-2020 FILED: Defendants/Appellees' Expedited Motion for Procedural Order to Extend Time to File Answering Brief 30 Days to 06/18/2020; Certificate of Service (Appellee Bates)
26. 18-May-2020 ORDERED: Defendants/Appellees' Expedited Motion for Procedural Order to Extend Time to File Answering Brief 30 Days to 06/18/2020 (Appellee) = GRANTED. Due dates EXTENDED from Monday, 05-18-2020 to Thursday, 06-18-2020. Melina Brill ProTem Judge - Author
27. 12-Jun-2020 FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee L. Bates)
28. 15-Jun-2020 FILED: Joinder in Appellee Lindi Davis Bates' Answering Brief; Certificate of Compliance; Certificate of Service (Appellee Trust)
29. 30-Jun-2020 FILED: Plaintiff/Appellants' Motion for Procedural Order to Extend Time to File Reply Brief to 07/22/2020; Certificate of Service (Appellant)
30. 1-Jul-2020 ORDERED: Plaintiff/Appellants' Motion for Procedural Order to Extend Time to File Reply Brief to 07/22/2020 (Appellant) = GRANTED. Due date EXTENDED from Tuesday, 07-07-2020 to Monday, 07-27-2020. Melina Brill ProTem Judge - Author
31. 1-Jul-2020 ORDERED: Upon filing of the reply brief, this appeal will be submitted for decision on the record and the filed briefs. Melina Brill ProTem Judge - Author
32. 1-Jul-2020 FILED: Joinder in Appellee Lindi Davis Bates' Answering Brief; Certificate of Compliance; Certificate of Service (Appellee Tereked)

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33. 27-Jul-2020 FILED: Petitioners'/Appellants' Reply Brief; Petitioners'/Appellants' Certificate of Compliance for Reply Brief; Certificate of Service (Appellant)
34. 10-Aug-2020 ORDERED: Petitioners'/Appellants' Request for Oral Argument (Appellant) = GRANTED. Hon Peter B Swann - Author
35. 17-Aug-2020 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
36. 26-Aug-2020 FILED: Supplemented Superior Court e-Record with Revised Index of Record
37. 28-Sep-2020 CLNDR: MONTHLY COURT CASE CALENDAR, Department C, 11-12-20, 11:00 am, COURTROOM 1.
38. 8-Oct-2020 FILED: Notice of Oral Argument
39. 8-Oct-2020 FILED: Return Receipt for Notice of Oral Argument, signed by Jerome Elwell on 10/08/2020 (Appellee Bates)
40. 19-Oct-2020 FILED: Return Receipt for Notice of Oral Argument, signed by Robert Sewell on 10/08/2020 (Appellant)