

Court of Appeals, Division One

Civil Appeal

1 CA-CV 20-0031

APPLIED v. DISCOUNT, et al.

Appellate Case Information

Case Filed: 13-Jan-2020
Case Closed:

Dept/Composition

Department D
Hon. Jennifer B Campbell
Hon. Lawrence F Winthrop
Hon. Peter B Swann

Side 1. APPLIED MERCHANT SYSTEMS WEST COAST LLC, Plaintiff/Appellee

(Litigant Group) APPLIED MERCHANT SYSTEMS WEST COAST LLC

- Applied Merchant Systems West Coast LLC

Attorney for: Plaintiff/Appellee

Craig M Waugh, Esq. (AZ Bar No. 26524)

Side 2. DISCOUNT PAYMENT SERVICES LLC, et al., Defendant/Appellant

(Litigant Group) DISCOUNT PAYMENT SERVICES LLC, et al.

- Discount Payment Services LLC
- Marshall Greenwald

Co-Counsels for: Defendant/Appellant DPS

Jason Covault, Esq. (AZ Bar No. 25425)
Kyle Hallstrom, Esq. (AZ Bar No. 26259)
Alexander R Arpad, Esq. (AZ Bar No. 21660)

(Litigant Group) AIMEE GREENWALD

- Aimee Greenwald

Attorneys for: Appellant Greenwald

James Michael Cool, Esq. (AZ Bar No. 28023)

CASE STATUS

Oct 21, 2020.....Under Advisement

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2019-000922	Breach of Contract (See Complaint)		Timothy J Thomason, Authoring Judge of Order		

CALENDAR

Wednesday	MONTHLY COURT CASE CALENDAR	CV Cases
21-Oct-2020	Department D; COURTROOM 1	
9:30 AM	APPLIED MERCHANT SYSTEMS WEST COAST LLC.....	20 mins.
	DISCOUNT PAYMENT SERVICES LLC, et al.....	20 mins.
	AIMEE GREENWALD.....	(none)

38 PROCEEDING ENTRIES

- 13-Jan-2020 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 12/12/19, Notice of Appeal from Maricopa County Superior Court filed 12/13/19
- 13-Jan-2020 FILED: e-Record on Appeal: Combined Minute Entries/Instruments Exhibits: None
- 17-Jan-2020 FILED: Appellate Clerk Notice Re: Each Appellant Fee/Case Management Statement/Briefs Due
- 31-Jan-2020 FILED: Notice of Appearance; Certificate of Service to Notice of Appearance (Appellant Discount Payment)
- 6-Feb-2020 RECEIPT No.: 2020-00134 ; \$280.00, Authorization: #36020115022, Applied to: DISCOUNT PAYMENT SERVICES LLC, et al. - Class A Filing Fee (\$280.00) Paid for: Al Arpad Esq - By nCourt LLC
- 6-Feb-2020 FILED: Case Management Statement (Appellants Discount Payment Services et al.)
- 12-Feb-2020 ORDERED: Dismissing Aimee Greenwald from this appeal. Melina Brill ProTem Judge - Author
- 17-Feb-2020 FILED: Motion to Permit Late Payment of Filing Fee; Certificate of Service of Motion to Permit Late Payment of Filing Fee (Appellant Aimee Greenwald)
- 20-Feb-2020 FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief [sic] Due
- 21-Feb-2020 RECEIPT No.: 2020-00210 ; \$280.00, Authorization: #51015267571, Applied to: AIMEE GREENWALD - Appellant's Filing Fee (\$280.00) Paid for: Honor Law Group PLLC - By nCourt LLC

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11. 28-Feb-2020 FILED: Plaintiff/Appellee's Notice of Change of Law Firm Association; Certificate of Service (Appellee)
12. 2-Mar-2020 FILED: Motion for Procedural Order to Extend Time to File Opening Brief; Certificate of Service to Motion for Procedural Order to Extend Time to File Opening Brief (Appellant - Discount Payment)
13. 3-Mar-2020 FILED: Plaintiff/Appellee's Notice of Payment of Filing Fee; Certificate of Service (Appellee)
14. 3-Mar-2020 ORDERED: Motion for Procedural Order to Extend Time to File Opening Brief (Appellant - Discount Payment) = GRANTED. Due date EXTENDED from Tuesday, 03-17-2020 to Tuesday, 03-31-2020. Melina Brill ProTem Judge - Author
15. 6-Mar-2020 FILED: Plaintiff/Appellee's Response to Appellant Aimee Greenwald's Motion to Permit Late Payment of Filing Fee; Certificate of Service (Appellee)
16. 9-Mar-2020 RECEIPT No.: 2020-00349 ; \$140.00, Authorization: #69014191298, Applied to: APPLIED MERCHANT SYSTEMS WEST COAST LLC - Class B Filing Fee (\$140.00) Paid for: DLA Piper US LLP - By nCourt LLC
17. 12-Mar-2020 FILED: Appellant Aimee Greenwald's Reply in Support of Her Motion to Permit Late Payment of Filing Fee; Certificate of Service (Appellant)
18. 17-Mar-2020 ORDERED: Motion to Permit Late Payment of Filing Fee (Appellant Aimee Greenwald) = GRANTED and reinstating Aimee Greenwald as an appellant in this appeal. This order does not constitute an express of opinion about whether any issues are waived on appeal. FURTHER ORDERED: That Aimee Greenwald's case management statement shall be due 03/26/2020. Appellants are reminded that the opening briefs are due 03/31/2020. Melina Brill ProTem Judge - Author
19. 26-Mar-2020 FILED: Appellant Aimee Greenwald's Joinder in the Case Management Statement Filed by Discount Payment Services, LLC and Marshall Greenwald; Certificate of Service (Appellant Aimee)
20. 31-Mar-2020 FILED: Opening Brief; Certificate of Compliance to Opening Brief; Certificate of Service to Opening Brief (Appellants DPS & Marshall Greenwald)
21. 31-Mar-2020 FILED: Notice of Lodging Transcript; Certificate of Service to Notice of Lodging Transcript (Appellant)
22. 31-Mar-2020 FILED: Reporter's Transcript - 10/18/2019 - Oral Argument (Kimberly McCright) (Appellant)
23. 31-Mar-2020 FILED: Appellant Aimee Greenwald's Joinder in the Opening Brief Filed by Discount Payment Services, LLC and Marshall Greenwald; Certificate of Service (Appellant Aimee)
24. 18-May-2020 FILED: Answering Brief; Certificate of Compliance to Answering Brief; Certificate of Service to Answering Brief (Appellee)
25. 28-May-2020 FILED: Motion for Procedural Order to Extend Time to File Reply Brief; Certificate of Service to Motion for Procedural Order to Extend Time to File Opening Brief (Reply Brief) (Appellant)
26. 29-May-2020 ORDERED: Motion for Procedural Order to Extend Time to File Reply Brief (Appellant) = GRANTED. Due dates EXTENDED from Monday, 06-08-2020 to Monday, 06-15-2020. Melina Brill ProTem Judge - Author
27. 15-Jun-2020 FILED: Reply Brief; Certificate of Compliance to Reply Brief; Certificate of Service to Reply Brief (Appellant Discount)
28. 15-Jun-2020 FILED: Appellant Aimee Greenwald's Joinder in the Reply Brief Filed by Discount Payment Services, LLC and Marshall Greenwald; Certificate of Service (Appellant Aimee)
29. 24-Jun-2020 FILED: Plaintiff/Appellee's Request for Oral Argument; Certificate of Service (Appellee)
30. 15-Jul-2020 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
31. 24-Jul-2020 FILED: Supplemented Superior Court e-Record with Revised Index of Record
32. 7-Aug-2020 ORDERED: Plaintiff/Appellee's Request for Oral Argument (Appellee) = GRANTED. Hon Peter B Swann - Author
33. 25-Aug-2020 CLNDR: MONTHLY COURT CASE CALENDAR, Department D, 10-21-20, 09:30 am, COURTROOM 1.
34. 15-Sep-2020 FILED: Notice of Oral Argument
35. 24-Sep-2020 FILED: Return Receipt for Notice of Oral Argument, signed by James Cool on 09/15/2020 (Appellant Greenwald)
36. 9-Oct-2020 FILED: Return Receipt for Notice of Oral Argument, signed by Craig Waugh on 09/15/2020 (Appellee)
37. 13-Oct-2020 FILED: Return Receipt for Notice of Oral Argument, signed by Al Arpad on 09/15/2020 (Appellant DPS)
38. 21-Oct-2020 FILED: Sign-in Sheet/Case is Under Advisement (Dept D)

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