

Court of Appeals, Division One

Civil Appeal

1 CA-CV 21-0302

DOE v. GRANT, et al.

Appellate Case Information

Case Filed: 28-May-2021

Case Closed:

Dept/Composition

Side 1. JOHN DOE, Plaintiff/Appellant-Cross Appellee

(Litigant Group) JOHN DOE

- John Doe

Attorneys for: Plaintiff/Appellant-Cross Appellee

Andrew Ivchenko, Esq. (AZ Bar No. 21145)

Side 2. TRAVIS PAUL GRANT, et al., Defendant/Appellee-Cross Appellant

(Litigant Group) TRAVIS PAUL GRANT, et al.

- Travis Paul Grant
Mariel Lizette Grant
Kyle David Grant

Attorneys for: Defendant/Appellee-Cross Appellant

David Scott Gingras, Esq. (AZ Bar No. 21097)

(Litigant Group) ARIZONA ATTORNEY GENERAL'S OFFICE

- Arizona Attorney General's Office

Attorneys for: Defendant/Appellee-Cross Appellant

Brunn W Roysden, III, Esq. (AZ Bar No. 28698)

Michael S Catlett, Esq. (AZ Bar No. 25238)

CASE STATUS

Oct 14, 2021....Stayed (until 11/12/21)

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CV2021-090059, Civil Penalty, Tracey Westerhausen, Authoring Judge of Order.

5 OPEN DUE DATES

Fee Due Due By: Monday, October 25, 2021

Appellees/cross-appellants Travis Paul Grant

Fee Due Due By: Monday, October 25, 2021

Appellees/cross-appellants AGO

Misc Court Ordered Document due Due By: Thursday, November 11, 2021

Re: \* ORDERED: Motion to Suspend Appeal and Revest Jurisdiction in Trial Court (Appellee Grant) = DENIED. FURTHER ORDERED: Amending the caption in this appeal by adding the designations of "cross-appellants" and "cross-appellee." The caption shown on this ord

Case Management Statement due Due By: Monday, November 22, 2021

Cross-appeal CMS

Re: \* ORDERED: Motion to Suspend Appeal and Revest Jurisdiction in Trial Court (Appellee Grant) = DENIED. FURTHER ORDERED: Amending the caption in this appeal by adding the designations of "cross-appellants" and "cross-appellee." The caption shown on this ord

Opening Brief due Due By: Monday, December 13, 2021

[2 extensions]

Re: FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due

CALENDAR

Friday MOTION CALENDAR

1-Oct-2021 Department M;

File date: 9/17/2021..... \* Motion to Suspend Appeal and Revest Jurisdiction in Trial Court; Alternative Motion to Dismiss Appeal to Permit Parties to Develop Record (Appellee Grant)

DECISION RENDERED: See proceeding entry for ORDER dated 14-Oct-2021 for more information...

**Court of Appeals, Division One****Civil Appeal****1 CA-CV 21-0302****DOE v. GRANT, et al.****23 PROCEEDING ENTRIES**

1. 28-May-2021 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 04/30/21
2. 28-May-2021 FILED: e-Record on Appeal:  
Instruments/Minute Entries  
Exhibits: None
3. 1-Jun-2021 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4. 8-Jun-2021 RECEIPT No.: 2021-00589 ; \$280.00, Check Number: 1407, Applied to: JOHN DOE - Class A Filing Fee (\$280.00) Paid for: Andrew Ivchenko PLLC - By Andrew Ivchenko PLLC
5. 14-Jun-2021 ORDERED: (per Sorensen v. Farmers) staying appeal until 07/12/2021. 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 07/22/2021 and opening brief due 08/11/2021. Melina Brill ProTem Judge - Author
6. 12-Jul-2021 FILED: Motion for Procedural Order; Certificate of Service (Appellant)
7. 14-Jul-2021 ORDERED: Motion for Procedural Order (Motion to Continue Stay of Appeal) (Appellant) = GRANTED and continuing stay of this appeal until 08/13/2021, for purposes set forth in court's 06/14/2021 order. FURTHER ORDERED: Within 10 days after superior court rules on motion, appellant shall file a notice with this court with ruling attached. Once this court receives a Rule 54(c) judgment, appeal shall be automatically reinstated. FURTHER ORDERED: If appeal has not been reinstated by filing of a Rule 54(c) judgment by 08/13/2021, appellant shall file a request to continue stay of appeal that describes status of superior court proceedings. FURTHER ORDERED: If a Rule 54(c) judgment has been filed before 08/13/2021, case management statement due 08/23/2021, and opening brief due 09/13/2021. Melina Brill ProTem Judge - Author
8. 6-Aug-2021 FILED: Supplemented Superior Court e-Record with Revised Index of Record (includes Rule 54(c) Order)
9. 6-Aug-2021 FILED: Notice of Rule 54(c) Certification; Notice of Rule 54(c) Certification - Certificate of Service (Appellant)
10. 9-Aug-2021 ORDERED: Continuing the stay of this appeal to permit Maricopa County Superior Court to consider motion by appellees for a signed order ruling on Motion for Relief from Order and to rule on pending motion to alter or amend and costs issue. FURTHER ORDERED: Within 10 days after superior court rules on motions, appellees shall file a notice with this court with rulings attached. FURTHER ORDERED: If a party wishes any additional rulings be reviewed, that party must file a timely notice of appeal or amended notice of appeal. FURTHER ORDERED: Directing appellant to file a timely amended notice of appeal after the costs issue is resolved. FURTHER ORDERED: Directing appellees to file written notice with this court of status of motions on/before 09/08/2021. FURTHER ORDERED: Vacating the 08/23/2021, and 09/13/2021 due dates for case management statement and opening brief. The court will set due dates after superior court rules on motions. Melina Brill ProTem Judge - Author
11. 19-Aug-2021 FILED: Notice of Lodging; Certificate of Service (Appellee Grant)
12. 23-Aug-2021 ORDERED: Lifting the stay of this appeal. FURTHER ORDERED: Case management statement is due on 09/02/2021, and opening brief is due on 10/04/2021. Melina Brill ProTem Judge - Author
13. 26-Aug-2021 RECEIPT No.: 2021-00935 ; \$140.00, Authorization: #37022818530, Applied to: TRAVIS PAUL GRANT, et al. - Class B Filing Fee (\$140.00) Paid for: Gingras Law Office PLLC - By nCourt LLC
14. 30-Aug-2021 FILED: Supplemented Superior Court e-Record with Revised Index of Record (Final Judgement, ME: Judgement Signed [08/10/2021], and Notice of Cross-Appeal)
15. 2-Sep-2021 FILED: Case Management Statement (Appellant)
16. 10-Sep-2021 FILED: Supplemented Superior Court e-Record with Revised Index of Record (includes Amended Notice of Appeal)
17. 13-Sep-2021 FILED: Appellate Clerk Notice re: Appellee's Fee Paid; Appellant's Brief Due
18. 17-Sep-2021 FILED: Motion to Suspend Appeal and Revest Jurisdiction in Trial Court; Alternative Motion to Dismiss Appeal to Permit Parties to Develop Record; Certificate of Service (Appellee Grant)
19. 20-Sep-2021 ORDERED: Vacating 10/04/2021 due date for the opening brief. The order ruling on the pending motion will set a due date to file the opening brief, if necessary. Melina Brill ProTem Judge - Author
20. 20-Sep-2021 FILED: Record of Certified Transcript ((Reporter's Transcript - 02/24/2021 - Order To Show Cause-Return Hearing (Aliza Blumenfeld) (Reporter's Transcript - 03/22/2021 - Oral Argument (Aliza Blumenfeld)) (Appellant)
21. 1-Oct-2021 FILED: Appellant's Response to Appellees' Motion to Suspend or Dismiss Appeal; Certificate of Service (Appellant)
22. 8-Oct-2021 FILED: Reply In Support Of Appellees' Motion To Suspend Appeal And Revest Jurisdiction In Trial Court; Alternative Motion To Dismiss Appeal To Permit Parties To Develop Record; Certificate of Service (Appellee)

**Court of Appeals, Division One**

**Civil Appeal**

**1 CA-CV 21-0302**

**DOE v. GRANT, et al.**

**23 PROCEEDING ENTRIES**

23. 14-Oct-2021 ORDERED: Motion to Suspend Appeal and Revest Jurisdiction in Trial Court (Appellee Grant) = DENIED. FURTHER ORDERED: Amending the caption in this appeal by adding the designations of "cross-appellants" and "cross-appellee." The caption shown on this order shall be used on all future documents filed in this appeal. FURTHER ORDERED: Appellees/cross-appellants' additional \$140.00 filing fee, payable to the clerk of the court, due 10/25/2021. FURTHER ORDERED: Pursuant to Eaton Fruit Co. v. California Spray-Chemical Corp., staying appeal until 11/12/2021. Signed order re: minute entry of 09/09/2021 filed 09/10/2021 due within 10 days after its entry. If superior court has not entered a signed order by 11/12/2021, appellant/cross-appellee must file a motion to continue the stay of this appeal that describes the status of the matter. If motion to continue the stay is not timely filed and superior court has not entered a signed order, this court will dismiss this appeal and cross-appeal. If appeal reinstated by filing of signed order before 11/12/2021, cross-appeal case management statement due 11/22/2021, and opening brief due 12/13/2021. Hon Kent E Cattani - Author