

Court of Appeals, Division One

Special Action

1 CA-SA 16-0064

SCHLUSSEL v. HON GERLACH/DILLARD

Appellate Case Information

Case Filed: 9-Mar-2016
Case Closed: 12-Jan-2017

Decision

Dept/Composition

Department A
Hon. Peter B Swann
Hon. Lawrence F Winthrop
Hon. Donn Kessler

Side 1. MARK E. SCHLUSSEL, Petitioner

(Litigant Group) MARK E. SCHLUSSEL

- Mark E Schlusssel

Attorneys for: Petitioner

Michael D Curran, Esq. (AZ Bar No. 12677)
Daniel D Maynard, Esq. (AZ Bar No. 9211)

Side 2. THE HONORABLE DOUGLAS GERLACH, Judge of the SUPERIOR COURT OF THE STATE OF ARIZONA, in and for the County of MARICOPA,

Respondent Judge,

BENTLEY TERRACE DILLARD, as Trustee of the BENTLEY TERRACE DILLARD FAMILY TRUST DATED FEBRUARY 1, 2002,

Real Party in Interest., Respondent

(Litigant Group) HON. DOUGLAS GERLACH

- Hon. Douglas Gerlach, Respondent Judge

(Litigant Group) BENTLEY TERRACE DILLARD

- Bentley Terrace Dillard, Real Party in Interest

Attorneys for: Real Parties in Interest

Ronda R Fisk, Esq. (AZ Bar No. 22100)
Nathan Arrowsmith, Esq. (AZ Bar No. 31165)

CASE STATUS

Jan 12, 2017....Case Closed

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CV2015-005994, Douglas Gerlach, Authoring Judge of Order.

Table with 2 columns: DESCENDENT CASE(S), Cause/Charge/Class. Row 1: ASC, CV-16-0182-PR.

CASE DECISION

05-Jul-2016 OPINION

Peter Swann.....Author
Lawrence Winthrop.....Concur
Donn Kessler.....Concur

Table with 2 columns: Filed: 05-Jul-2016, Mandate: 12-Jan-2017. Decision Disposition: Jurisdiction Accepted, Relief Denied.

17 PROCEEDING ENTRIES

- 1. 9-Mar-2016 FILED: Petition for Special Action; Certificate of Compliance; Exhibit A to Petition for Special Action (Petitioner)
2. 9-Mar-2016 FILED: Appendix to Petition for Special Action (Petitioner)
3. 9-Mar-2016 FILED: Party Contact Information (Petitioner)
4. 9-Mar-2016 FILED: Certificate of Service [Party Contact Information] (Petitioner)
5. 9-Mar-2016 FILED: Certificate of Service [Petition for Special Action] (Petitioner)
6. 9-Mar-2016 FILED: Order Setting Dates/petition set for am of 4/5/16 by Dept A, Judges Swann, Winthrop, Kessler

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17 PROCEEDING ENTRIES

7. 10-Mar-2016 FILED: Notice to the Court Re Respondent's Position on Special Action Jurisdiction; Certificate of Service of Notice to the Court Re Position on Jurisdiction (Real Party in Interest)
8. 11-Mar-2016 RECEIPT No.: 2016-00326 ; \$280.00, Authorization: #70016939998, Applied to: MARK E. SCHLUSSEL - Class A Filing Fee (\$280.00) Paid for: Maynard Cronin Erickson Curran & Reiter PLC - By Integrated Resource Systems IN
9. 14-Mar-2016 RECEIPT No.: 2016-00334 ; \$140.00, Authorization: Ref1:74008813918, Applied to: BENTLEY TERRACE DILLARD - Class B Filing Fee (\$140.00) Paid for: Osborn Maledon PA - By Integrated Resource Systems IN
10. 18-Mar-2016 FILED: Real Party in Interest's Response; Certificate of Compliance; Certificate of Service; Request for Oral Argument (Real Party in Interest)
11. 18-Mar-2016 FILED: Real Party in Interest Separate Appendix - Vol 1; Real Party in Interest Separate Appendix - Vol 2 (Real Party in Interest)
12. 5-Jul-2016 OPINION (Jurisdiction Accepted, Relief Denied) Hon Peter B Swann - Author; Hon Lawrence F Winthrop - Concur; Hon Donn Kessler - Concur
13. 5-Jul-2016 FILED: Opinion Distribution List
14. 4-Aug-2016 FILED: Email Notice from ASC re: Petition for Review filed 8/3/16; request for partial record
15. 4-Aug-2016 FILED: Letter forwarding partial record to Arizona Supreme Court
16. 13-Dec-2016 FILED: Letter from ASC, 12/13/16, re: Petition for Review DENIED on 12/13/16
17. 12-Jan-2017 FILED: Mandate, No record returned to superior court.