

Court of Appeals, Division One

Civil Appeal

1 CA-CV 20-0390

HOWARD v. WASHINGTON et al.

Appellate Case Information

Case Filed: 22-Jul-2020

Case Closed: 21-Mar-2022

Reinstated x 1: 2-Jun-2022 Decision

Re-Closed:

Dept/Composition

Department C

Hon. Jennifer M Perkins
Hon. Randall M Howe
Hon. Maria Elena Cruz

Side 1. ELSIE HOWARD, Plaintiff/Appellant

(Litigant Group) HOWARD

- Elsie Howard

Attorney for: Plaintiff/Appellant

Stephen L Crawford, Esq. (AZ Bar No. 24357)

Side 2. WASHINGTON ELEMENTARY SCHOOL DISTRICT NO. 6 et al., Defendant/Appellee

(Litigant Group) WASHINGTON et al.

- Washington Elementary School District # 6
John Jacobs Elementary School

Attorney for: Defendants/Appellees

Ed F Hendricks, Jr., Esq. (AZ Bar No. 16539)
Brendan A Murphy, Esq. (AZ Bar No. 21947)

CASE STATUS

May 5, 2023.....Case Closed

Table with 6 columns: PREDECESSOR CASE (S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CV2017-055367, Negligence; Loss of Consortium, Lisa Daniel Flores, Authoring Judge of Order.

DESCENDENT CASE (S)

ASC CV-22-0140-PR

OPEN DUE DATE

Supplemental Applic for Waiver/Deferral of Fees

Due By: Thursday, March 31, 2022

Elsie Howard, Appellant Pro Per

Re: FILED: Notice of Court Fees and Costs Due - payment of court fees in the amount of \$280 or Supplemental Application for waiver or further deferral due by Elsie Howard, Appellant Pro Per on/before 03/31/2022.

CASE DECISION

08-Feb-2022 MEMORANDUM DECISION

Vacated

Vacated by ASC order filed 05/02/2023

Filed: 08-Feb-2022

Mandate:

Decision Disposition

Affirmed

Randall Howe.....Author

Jennifer Perkins.....Concur

Maria Cruz.....Concur

28 PROCEEDING ENTRIES

- 1. 22-Jul-2020 FILED: Index of Record, Notice of Appeal filed in Superior Court of Maricopa County 6/23/20
2. 22-Jul-2020 FILED: Record on Appeal: Combined Instruments'Minute Entries Exhibits: None
3. 23-Jul-2020 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4. 27-Jul-2020 FILED: Application for Deferral or Waiver of Court Fees and/or Costs and Consent to Entry of Judgment (Plaintiff Appellant/Pro Per)
5. 30-Jul-2020 ORDERED: Application for Deferral or Waiver of Court Fees and/or Costs and Consent to Entry of Judgment (Plaintiff Appellant/Pro Per) = DEFERRAL GRANTED. No payments will be due until further notice. Amy M Wood - Author

Court of Appeals, Division One**Civil Appeal****1 CA-CV 20-0390****HOWARD v. WASHINGTON et al.****28 PROCEEDING ENTRIES**

6. 30-Jul-2020 FILED: Case Management Statement (Appellant)
7. 1-Sep-2020 FILED: Appellate Clerk Notice re: No Appellee's Fee; Appellant's Brief Due
8. 21-Sep-2020 FILED: Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
9. 2-Nov-2020 FILED: Answering Brief of Defendants/Appellees Washington Elementary School Dist. No. 6 and Ladislav Prcik; Certificate of Compliance of Defendants/Appellees Washington Elementary School Dist. No.6 and Ladislav Prcik; Certificate of Service of Defendants/Appellees Washington Elementary School Dist. No. 6 and Ladislav Prcik (Appellee)
10. 2-Nov-2020 FILED: Appendix (Appellee)
11. 23-Nov-2020 FILED: Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
12. 24-Dec-2020 CLNDR: CONFERENCE, Department C, 2-17-21, COURTROOM 2.
13. 28-Dec-2020 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
14. 7-Jan-2021 FILED: Supplemented Superior Court e-Record with Revised Index of Record
15. 5-Mar-2021 ORDERED: Issuing a stay of proceedings in this case until further order of this Court. Hon Randall M Howe - Author
16. 8-Feb-2022 MEMORANDUM DECISION (Affirmed) Hon Randall M Howe - Author; Hon Jennifer M Perkins - Concur; Hon Maria Elena Cruz - Concur
17. 8-Feb-2022 FILED: Memorandum Decision Distribution List
18. 21-Mar-2022 FILED: Mandate, No physical record to be returned to clerk, Maricopa County Superior Court.
19. 21-Mar-2022 FILED: Notice of Court Fees and Costs Due - payment of court fees in the amount of \$280 or Supplemental Application for waiver or further deferral due by Elsie Howard, Appellant Pro Per on/before 03/31/2022.
20. 2-Jun-2022 ORDERED: Reinstating appeal for purpose of transferring documents requested by Arizona Supreme Court for review. Amy M Wood - Author
21. 6-Jun-2022 FILED: ASC Order filed on 06/06/2022 re: Denying motion and dismissing petition for review as untimely and noncompliant without prejudice to filing motion that explains how and when Appellant first became aware of Court of Appeals' memorandum decision and without prejudice to filing compliant petition for review. Matter will be dismissed if no compliant pleadings are filed before 06/30/2022.
22. 8-Jul-2022 FILED: ASC Order filed 07/08/2022 re: Granting appellant extension of time, until 08/11/2022, to file compliant petition for review.
23. 22-Aug-2022 FILED: ASC Order filed 08/22/2022 re: Granting extension through 09/30/2022.
24. 29-Dec-2022 FILED: Email Notice from ASC re: Petition for Review filed 9/30/22; request for partial record
25. 29-Dec-2022 FILED: Letter forwarding partial record to Arizona Supreme Court
26. 3-May-2023 FILED: Letter from ASC, 05/03/2023, re: Petition for Review GRANTED on 05/02/2023. FURTHER ORDERED: Vacating the court of appeals decision and remanding to the superior court for reconsideration in light of our decision in Laurence v. SRP, CV-21-0292-PR filed 04/28/2023.
27. 5-May-2023 FILED: Copy of Letter forwarding complete record to ASC
28. 24-May-2023 FILED: Arizona Supreme Court Mandate to Maricopa County Superior court. COA1 Memorandum Decision vacated - Remanded to Superior Court for reconsideration in light of our decision in Laurence v. SRP, CV-21-0292-PR filed 04/28/2023.