

Court of Appeals, Division One

Civil Appeal

1 CA-CV 22-0614

SAGUARO v. STATE, et al.

Appellate Case Information

Case Filed: 11-Oct-2022

Case Closed:

Dept/Composition

Side 1. SAGUARO HEALING, LLC, Plaintiff/Appellant

(Litigant Group) SAGUARO HEALING, LLC

- Saguaro Healing LLC

Attorneys for: Plaintiff/Appellant

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Side 2. STATE OF ARIZONA, et al., Defendant/Appellee

(Litigant Group) STATE OF ARIZONA, et al.

- State of Arizona
- Arizona Department of Health Services
- Jennie Cunico

Attorneys for: Defendants/Appellees

Gregory W Falls, Esq. (AZ Bar No. 11206)

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CASE STATUS

May 13, 2024...At Issue Review

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2017-054686	Special Action		Alison Bachus, Authoring Judge of Order		

OPEN DUE DATE

Response to Motion due

Due By:

Thursday, May 30, 2024

Re: FILED: Appellant's Motion to Accept Reply Brief; Certificate of Service (Appellant)

PENDING MATTER

General Motion

Filed: 15-May-2024

Appellant's Motion to Accept Reply Brief; Certificate of Service (Appellant)

37 PROCEEDING ENTRIES

1.	11-Oct-2022	FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 09/12/22
2.	12-Oct-2022	FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
3.	12-Oct-2022	FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4.	25-Oct-2022	FILED: Case Management Statement (Appellant)
5.	28-Oct-2022	RECEIPT No.: 2022-01122 ; \$280.00, Authorization: #01008324053, Applied to: SAGUARO HEALING, LLC - Class A Filing Fee (\$280.00) Paid for: Clark Hill PLC - By nCourt LLC
6.	15-Nov-2022	FILED: Appellate Clerk Notice re: Appellant's Brief Due
7.	30-Nov-2022	FILED: Appellant's Motion for Procedural Order for Extension to File Opening Brief; Certification of Service (Appellant)
8.	2-Dec-2022	ORDERED: Appellant's Motion for Procedural Order for Extension to File Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Monday, 12-12-2022 to Friday, 01-27-2023. If the brief is not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author

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9.	5-Jan-2023	FILED: Notice of Substitution of Party; Certificate of Service (Appellee)
10.	17-Jan-2023	FILED: Notice of Filing Sealed Documents (SEALED per Maricopa County Superior Court order) (Appellee)
11.	27-Jan-2023	FILED: Appellant's Motion for Procedural Order for Extension to File Opening Brief and to Unseal Record in Part; Certificate of Service (Appellant)
12.	30-Jan-2023	ORDERED: Vacating the 01/27/2023 due date for the opening brief. The order ruling on the pending motion will set a due date to file the opening brief. Melina Brill ProTem Judge - Author
13.	3-Feb-2023	FILED: Supplemented Superior Court e-Record with Revised Index of Record
14.	8-Feb-2023	FILED: Appellees' Response to Appellant's Motion for Procedural Order for Extension to File Opening Brief and to Unseal Record in Part; Certificate of Service (Appellee)
15.	17-Feb-2023	FILED: Appellant's Reply in Support of Motion to Unseal Record in Part; Certification of Service (Appellant)
16.	6-Mar-2023	ORDERED: Appellant's Motion for Procedural Order for Extension to File Opening Brief and to Unseal Record in Part (Appellant) = DENIED (motion to unseal the record). FURTHER ORDERED: The opening brief is due by 04/05/2023. If the opening brief is not timely filed, the court will dismiss this appeal. Hon David B Gass - Author
17.	31-Mar-2023	FILED: Appellant's (Unopposed) Motion For Order Staying Appeal Pending Special Action Review; Certification of Service (Appellant)
18.	4-Apr-2023	ORDERED: Appellant's (Unopposed) Motion For Order Staying Appeal Pending Special Action Review (Appellant) = GRANTED, staying this appeal, and vacating the 04/05/2023 due date for the opening brief. FURTHER ORDERED: Within 10 days after entry of the decision in 1 CA-SA 23-0066, appellant shall file notice of the decision in this appeal. The notice shall indicate whether any party anticipates filing a petition for review in 1 CA-SA 23-0066 and whether this appeal should proceed. Melina Brill ProTem Judge - Author
19.	6-Apr-2023	FILED: Appellant's (Unopposed) Motion For Procedural Order Consolidating Appeal With Petition For Special Action; Certificate of Service (Appellant)
20.	11-Apr-2023	ORDERED: Appellant's (Unopposed) Motion For Procedural Order Consolidating Appeal With Petition For Special Action (Appellant) = DENIED. Hon Kent E Cattani - Author
21.	26-Jul-2023	FILED: Appellant's Notice of Decision Regarding Special Action Case No. 1 CA-SA 23-0066; Certificate of Service (Appellant)
22.	10-Aug-2023	ORDERED: Appellant's Notice of Decision Regarding Special Action Case No. 1 CA-SA 23-0066 (Appellant) = GRANTED and continuing the stay of this appeal. FURTHER ORDERED: Directing appellant to file status report by 09/08/2023, that indicates whether a petition for review was filed in 1 CA-SA 23-0066 and the status of the superior court proceedings. Melina Brill ProTem Judge - Author
23.	8-Sep-2023	FILED: Appellant's Status Report; Certificate of Service (Appellant)
24.	11-Sep-2023	ORDERED: Appellant's Status Report (Appellant) = GRANTED and continuing the stay of this appeal. FURTHER ORDERED: Directing appellant to file a status report by 11/03/2023, that indicates the status of the superior court proceedings. Melina Brill ProTem Judge - Author
25.	3-Nov-2023	FILED: Appellant's Second Status Report; Certificate of Service (Appellant)
26.	3-Nov-2023	ORDERED: Appellant's Second Status Report (Appellant) = Continuing the stay of this appeal. FURTHER ORDERED: Directing appellant to file a status report by 12/08/2023, that indicates the status of the superior court proceedings if a notice pursuant to the previous paragraph is not filed before that date. Melina Brill ProTem Judge - Author
27.	8-Dec-2023	FILED: Notice of Entry of Superior Court Order; Certificate of Service; Superior Court Minute Entry Order of 11/27/2023 (Appellant)
28.	11-Dec-2023	ORDERED: Notice of Entry of Superior Court Order; Certificate of Service; Superior Court Minute Entry Order of 11/27/2023 (Appellant) = GRANTED. FURTHER ORDERED: Lifting the stay of this appeal. FURTHER ORDERED: Directing the Clerk of the Maricopa County Superior Court to file an amended index of record to include documents filed since 01/17/2023. FURTHER ORDERED: The opening brief is due on 01/25/2024. Melina Brill ProTem Judge - Author
29.	21-Dec-2023	FILED: Supplemented Superior Court e-Record with Revised Index of Record
30.	21-Dec-2023	FILED: Additional Record on Appeal Physical Exhibits: Filed 09/25/2023 - Thumb Drive
31.	25-Jan-2024	FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
32.	13-Feb-2024	FILED: Appellees' Motion for Extension of Time to File Answering Brief; Certificate of Service (Appellee)

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33.	14-Feb-2024	ORDERED: Appellees' Motion for Extension of Time to File Answering Brief (Appellee) = GRANTED. Due date EXTENDED from Tuesday, 03-05-2024 to Friday, 04-19-2024. If the brief is not timely filed, the court will submit this appeal for decision on the record and the opening brief. Melina Brill ProTem Judge - Author
34.	19-Apr-2024	FILED: Appellees' Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
35.	13-May-2024	FILED: Appellant's Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
36.	15-May-2024	FILED: Appellant's Motion to Accept Reply Brief; Certificate of Service (Appellant)
37.	16-May-2024	FILED: Appellees' Notice of Supplemental Authority; Certificate of Service; Exhibit 1 (Appellee)