

Court of Appeals, Division One

Civil Appeal

1 CA-CV 23-0110

GRIMES v. MEAD

Appellate Case Information

Case Filed: **3-Mar-2023**

Case Closed:

Dept/Composition

Department D

Hon. Samuel A Thumma
Hon. Jennifer B Campbell
Hon. Michael J Brown

Side 1. CHARLES TYRONE GRIMES, Plaintiff/Appellant

(Litigant Group) CHARLES TYRONE GRIMES

• Charles Tyrone Grimes

PRO SE

Side 2. KATHLEEN H MEAD, Defendant/Appellee

(Litigant Group) HON. KATHLEEN H. MEAD

• Hon. Kathleen H Mead

Attorneys for: Defendant/Appellee

Stephanie Elliott, Esq. (AZ Bar No. 30872)

Daniel P Schaack, Esq. (AZ Bar No. 10715)

CASE STATUS

Mar 19, 2024....**Decision Rendered**

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2022-007977	Vulnerable Adult		M Scott McCoy, Authoring Judge of Order		

5 OPEN DUE DATES

Motion for Reconsideration due

Due By: Wednesday, April 3, 2024

Re: MEMORANDUM DECISION (Affirmed) Hon Jennifer B Campbell - Author; Hon Samuel A Thumma - Concur;
Hon Michael J Brown - Concur

Petition for Review to ASC due

Due By: Thursday, April 18, 2024

Re: MEMORANDUM DECISION (Affirmed) Hon Jennifer B Campbell - Author; Hon Samuel A Thumma - Concur;
Hon Michael J Brown - Concur

Response to Motion due

Due By: Friday, April 19, 2024

Re: FILED: Motion to Seal All Court Record Ariz.R.civ.P.5.4 (Appellant Pro Per)

Response to Motion due

Due By: Friday, April 19, 2024

Re: FILED: Motion to Seal All Court Record Ariz.R.civ.P.5.4 (Appellant Pro Per)

Response to Motion due

Due By: Friday, April 19, 2024

Re: FILED: Good Consultation [sic] 7.1(h) (Appellant Pro Per)

3 PENDING MATTERS

General Motion

Filed: 5-Apr-2024

Good Consultation

General Motion

Filed: 5-Apr-2024

Motion to Seal All Court Record Ariz.R.civ.P.5.4 (Appellant Pro Per)

General Motion

Filed: 5-Apr-2024

Motion to Seal All Court Record Ariz.R.civ.P.5.4 (Appellant Pro Per)

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2 CASE DECISIONS

16-May-2023 ORDER



Vacated

ORDERED: Dismissing this appeal. Nothing precludes appellant from filing a timely notice of appeal after entry of a final judgment.

Filed: **16-May-2023**

Mandate:

Decision Disposition

Dismissed

Melina Brill.....Author

19-Mar-2024 MEMORANDUM DECISION

Jennifer Campbell.....Author

Samuel Thumma.....Concur

Michael Brown.....Concur

Filed: **19-Mar-2024**

Mandate:

Decision Disposition

Affirmed

66 PROCEEDING ENTRIES

1. 3-Mar-2023 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 02/03/23
2. 3-Mar-2023 FILED: e-Record on Appeal:
Instruments/Minute Entries
Exhibits: None
3. 3-Mar-2023 ORDERED: assessing appellant first time payment of \$56.00 (Twenty per cent), balance to be paid in accordance with A.R.S. 12-302(E). There is no appellee's filing fee due in this matter. Appellant's Case Management Statement due 3/23/23 and Opening Brief due 5/2/23. FURTHER ORDERED: copy of this order to Arizona Department of Corrections, and copy of order and case management statement form to appellant personally. Amy M Wood - Author
4. 31-Mar-2023 FILED: (Untitled) Case Management Statement (Appellant Pro Per)
5. 31-Mar-2023 FILED: Case Management Statement (Appellant Pro Per)
6. 3-Apr-2023 FILED: Motion to Correct Case Management Statement (Appellant Pro Per)
7. 3-Apr-2023 FILED: Motion to Conceal All Documents: File in Civil Action: Private Rights Act (Appellant Pro Per)
8. 4-Apr-2023 FILED: Certificate of Mailing re: Motion to Conceal All Documents; Motion to Correct Case Management Statement
9. 6-Apr-2023 ORDERED: Motion to Correct Case Management Statement (Appellant Pro Per) = GRANTED and accepting the motion to correct as an amendment to the case management statement. Melina Brill ProTem Judge - Author
10. 7-Apr-2023 FILED: Appellee's Response To Motion To Conceal All Documents; Certificate of Service (Appellee)
11. 7-Apr-2023 ORDERED: Motion to Conceal All Documents: File in Civil Action: Private Rights Act (Appellant Pro Per) = DENIED. Hon Kent E Cattani - Author
12. 17-Apr-2023 FILED: Motion for Time Extension for Additional Transcripts (Appellant Pro Per)
13. 17-Apr-2023 FILED: Motion for Extension of Time to File a Brief (Opening Brief) (Appellant Pro Per)
14. 19-Apr-2023 ORDERED: Motion for Time Extension for Additional Transcripts (Appellant Pro Per) = DENIED. FURTHER ORDERED: Motion for Extension of Time to File a Brief (Opening Brief) (Appellant Pro Per) = GRANTED. Due date EXTENDED from Tuesday, 05-02-2023 to Monday, 06-05-2023. If the brief is not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author
15. 11-May-2023 FILED: Motion for: Injunction and Restraining Orders (Appellant Pro Per)
16. 11-May-2023 FILED: Notice to Court of Appeals Pursuant to: Ariz. R. Civ. P. 12. 1 Time to File and Serve a Responsive Pleading (Appellant Pro Per)
17. 12-May-2023 ORDERED: Motion for: Injunction and Restraining Orders (Appellant Pro Per) = DENIED. Hon Kent E Cattani - Author
18. 15-May-2023 FILED: Notice to Court of Appeals re: Time to File and Serve a Responsive Pleading (Appellant Pro Per)

Court of Appeals, Division One**Civil Appeal****1 CA-CV 23-0110****GRIMES v. MEAD****66 PROCEEDING ENTRIES**

19.	16-May-2023	ORDERED: Dismissing this appeal. Nothing precludes appellant from filing a timely notice of appeal after entry of a final judgment. Melina Brill ProTem Judge - Author [Vacated per order filed 06/21/2023]
20.	22-May-2023	FILED: Motion to: Suspension of Appeal and Revestment of Jurisdiction in the Superior Court. Pusuant to: Ariz.R.civ.App.P.9.1 (Appellant Pro Per)
21.	30-May-2023	FILED: Motion for Reconsideration; Certificate of Service (Appellee)
22.	30-May-2023	FILED: Notice of Association of Assistant Attorney General; Certificate of Service (Appellee)
23.	31-May-2023	ORDERED: Motion to: Suspension of Appeal and Revestment of Jurisdiction in the Superior Court. Pursuant to: Ariz.R.civ.App.P.9.1 (Appellant Pro Per) = DENIED as moot. FURTHER ORDERED: Requesting that appellant file a response to the motion by 06/19/2023. FURTHER ORDERED: Appellant may file a reply in accordance with ARCAP 6(a)(2). The court will rule on the motion following expiration of the time for a response and reply. Melina Brill ProTem Judge - Author
24.	15-Jun-2023	FILED: Motion to Response (sic) to Defendant-Motion for Reconsideration (Appellant Pro Per)
25.	21-Jun-2023	ORDERED: Motion for Reconsideration (Appellee) = GRANTED and vacating the 05/16/2023 order dismissing this appeal. FURTHER ORDERED: The opening brief is due on 07/31/2023. Hon Kent E Cattani - Author
26.	3-Aug-2023	FILED: Motion Requesting Time Extension to File Appeal Petition (Opening Brief) (Appellant Pro Per)
27.	3-Aug-2023	FILED: "Disclosure Statement" Ariz.R.Civ.P. 26.1 (Appellant Pro Per)
28.	7-Aug-2023	ORDERED: Motion Requesting Time Extension to File Appeal Petition (Opening Brief) (Appellant Pro Per) = GRANTED. Due date EXTENDED from Monday, 07-31-2023 to Wednesday, 08-30-2023. If the brief is not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author
29.	10-Aug-2023	ORDERED: "Disclosure Statement" Ariz.R.Civ.P. 26.1 (Appellant Pro Per) = TAKING NO ACTION. Melina Brill ProTem Judge - Author
30.	30-Aug-2023	FILED: "Petition for Review" (Opening Brief) (Appellant Pro Per)
31.	30-Aug-2023	FILED: Affidavit (Appendix to Opening Brief) (Appellant Pro Per)
32.	30-Aug-2023	FILED: Additional or amended Disclosures Ariz. R. civ. P.26.1(F)(2) Pursuant to Rule 26.1(a) Disclosure Statement (Appellant Pro Per)
33.	5-Sep-2023	FILED: Motion to Seizing a Person or Property (Appellant Pro Per)
34.	5-Sep-2023	FILED: Motion to File Document's [sic] Under Seal (Appellant Pro Per)
35.	5-Sep-2023	FILED: Motion for: Summary Judgment Pursuant Ariz. R. Civ. P. 56 (Appellant Pro Per)
36.	5-Sep-2023	FILED: Writ of Execution or Garnishment. Pursuant to. Ariz.R.3.C.Civ. P.147a. (Appellant Pro Per)
37.	5-Sep-2023	FILED: Notice of Petition: Preservation of Electronically Stored Information (Appellant Pro Per)
38.	8-Sep-2023	ORDERED: Appellant must file certificates of service for the opening brief and the motions (Motion to File Documents Under Seal and Motion for Summary Judgment) by 09/22/2023. If the certificates are not timely filed, the court may impose sanctions, including striking the opening brief and motions and dismissing this appeal. Melina Brill ProTem Judge - Author
39.	20-Sep-2023	FILED: Certificate of Service (Appellant Pro Per)
40.	25-Sep-2023	FILED: Response to Appellant's Outstanding Motions: (1) Motion to Seizing a Person or Property, (2) Motion to File Documents Under Seal, and (3) Motion for Summary Judgment; Certificate of Service (Appellee)
41.	4-Oct-2023	FILED: Defendant-Appellee's Motion for Procedural Order to Extend Deadline to File Answering Brief; Certificate of Service (Appellee)
42.	5-Oct-2023	ORDERED: Defendant-Appellee's Motion for Procedural Order to Extend Deadline to File Answering Brief (Appellee) = GRANTED. Due date EXTENDED from Tuesday, 10-10-2023 to Thursday, 11-09-2023. 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
43.	20-Oct-2023	ORDERED: Motion to File Document's [sic] Under Seal / Motion to Seizing a Person or Property / Motion for: Summary Judgment Pursuant Ariz. R. Civ. P. 56 (Appellant Pro Per) = DENIED. Hon David B Gass - Author
44.	30-Oct-2023	FILED: Motion for Review to the Clerk to Retain Lodged Document for Appellate Review (Motion to Seal) (Appellant Pro Per)

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45.	30-Oct-2023	FILED: Motion for Good Faith Consultation [sic] Certificate (FILED UNDER SEAL) (Appellant Pro Per)
46.	30-Oct-2023	FILED: Motion for Relief from Judgment or Order Pursuant to Ariz. R. Civ. P. 60(a) (FILED UNDER SEAL) (Appellant Pro Per)
47.	30-Oct-2023	FILED: Motion for Judgment of Law in a Jury Trial (FILED UNDER SEAL) (Appellant Pro Per)
48.	30-Oct-2023	FILED: Appeal from Arbitration and Motion for Trial Setting (FILED UNDER SEAL) (Appellant Pro Per)
49.	30-Oct-2023	FILED: Notice of Nonparty at Fault (FILED UNDER SEAL) (Appellant Pro Per)
50.	30-Oct-2023	FILED: Motion for a Stay of Proceeding to Enfore [sic] a Judgment Pursuant to Ariz. R. Civ. App. P. 7(c) Supersedeas Bond and Other Security (FILED UNDER SEAL) (Appellant Pro Per)
51.	30-Oct-2023	FILED: Discovery Methods (FILED UNDER SEAL) (Appellant Pro Per)
52.	2-Nov-2023	ORDERED: Motion for Review to the Clerk to Retain Lodged Document for Appellate Review (Motion to Seal) (Appellant Pro Per) = DENIED. FURTHER ORDERED: Motion for a Stay of Proceeding to Enfore [sic] a Judgment Pursuant to Ariz. R. Civ. App. P. 7(c) Supersedeas Bond and Other Security (FILED UNDER SEAL) (Appellant Pro Per) = DENIED. FURTHER ORDERED: Motion for Relief from Judgment or Order Pursuant to Ariz. R. Civ. P. 60(a) (FILED UNDER SEAL)/Motion for Judgment of Law in a Jury Trial (FILED UNDER SEAL)/Motion for Good Faith Consultation [sic] Certificate (FILED UNDER SEAL)/Appeal from Arbitration and Motion for Trial Setting (FILED UNDER SEAL)/Discovery Methods (FILED UNDER SEAL)/Notice of Nonparty at Fault (FILED UNDER SEAL) (Appellant Pro Per) = DENIED. Hon David B Gass - Author
53.	8-Nov-2023	FILED: Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
54.	20-Nov-2023	FILED: Motion to Civil Judge to Request a Copy of Opening Brief: Or Clerk of Court (Appellant Pro Per)
55.	29-Nov-2023	FILED: Letter, 11/29/23, from Court to Appellant re: Copy Request
56.	29-Dec-2023	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
57.	8-Jan-2024	FILED: Supplemented Superior Court e-Record with Revised Index of Record
58.	24-Jan-2024	FILED: Notice to Court of Appeals Pursuant to Ariz. R. Civ. App. P. 9 (e) (2) (3) (Appellant Pro Per)
59.	26-Jan-2024	CLNDR: CONFERENCE, Department D, 3-6-24, COURTROOM 2.
60.	29-Jan-2024	FILED: Notice of Change of Address (Appellant Pro Per)
61.	31-Jan-2024	ORDERED: No action will be taken on the Notice (Notice to Court of Appeals pursuant to Ariz. R. Civ. App. P. 9 (e) (2) (3)). Hon Samuel A Thumma - Author
62.	2-Feb-2024	FILED: Supplemented Superior Court e-Record with Revised Index of Record
63.	19-Mar-2024	MEMORANDUM DECISION (Affirmed) Hon Jennifer B Campbell - Author; Hon Samuel A Thumma - Concur; Hon Michael J Brown - Concur
64.	19-Mar-2024	FILED: Decision Distribution Notification
65.	5-Apr-2024	FILED: Motion to Seal All Court Record Ariz.R.civ.P.5.4 (Appellant Pro Per)
66.	5-Apr-2024	FILED: Good Consultation [sic] 7.1(h) (Appellant Pro Per)