

Court of Appeals, Division One

Civil Appeal

1 CA-CV 23-0243

FLURY v. ORTIZ, et al.

Appellate Case Information

Case Filed: 5-May-2023

Case Closed:

Dept/Composition

Department A

Hon. Angela K Paton
Hon. Michael S Catlett
Hon. James B Morse

Side 1. VAN FLURY, Plaintiff/Appellant

(Litigant Group) VAN FLURY

• Van Flury

PRO SE

Side 2. FRANK ORTIZ, Defendant/Appellee

(Litigant Group) FRANK ORTIZ

• Frank Ortiz

• Martha B Ortiz

• Ortiz Family Trust

Attorneys for: Defendants/Appellees

Matthew A Gobbato, Esq. (AZ Bar No. 28814)

CASE STATUS

Feb 29, 2024....Decision Rendered

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2022-053038	Intentional Tort		Melissa Iyer Julian, Authoring Judge of Order		

CASE DECISION

29-Feb-2024 MEMORANDUM DECISION

James Morse.....Author

Angela Paton.....Concur

Michael Catlett.....Concur

Filed: 29-Feb-2024

Mandate:

Decision Disposition

Affirmed

22 PROCEEDING ENTRIES

- 5-May-2023 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 04/08/23
- 5-May-2023 FILED: e-Record on Appeal:
Instruments/Minute Entries
Exhibits: None
- 5-May-2023 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
- 16-May-2023 FILED: Appellant Notice of Payment of Filing Fee; Certificate of Service (Appellant Pro Per)
- 19-May-2023 RECEIPT No.: 2023-00455 ; \$280.00, Authorization: 39004748050, Applied to: VAN FLURY - Class A Filing Fee (\$280.00) Paid for: VAN FLURY - By nCourt LLC
- 22-May-2023 FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief/Case Management Statement Due
- 26-May-2023 RECEIPT No.: 2023-00474 ; \$140.00, Check Number: #1829, Applied to: FRANK ORTIZ - Class B Filing Fee (\$140.00) Paid for: FRANK ORTIZ - By Mushkatel, Robbins, and Becker, PLLC
- 1-Jun-2023 FILED: Certificate of Service; Appellee Notice of Payment of Filing Fee (Appellee)
- 3-Jul-2023 FILED: Appellant Motion to Extend Time to File Opening Brief; Appellant Motion to Extend Time to File Opening Brief (Certificate of Service) (Appellant Pro Per)
- 5-Jul-2023 ORDERED: Appellant Motion to Extend Time to File Opening Brief (Appellant Pro Per) = GRANTED. Due date EXTENDED from Wednesday, 07-05-2023 to Tuesday, 07-25-2023. If the brief is not timely filed, the court will dismiss this appeal. FURTHER ORDERED: The case management statement must be filed by 07/25/2023. Barbara Vidal Vaught ProTem Judge - Author
- 24-Jul-2023 FILED: Case Management Statement (Appellant Pro Per)
- 25-Jul-2023 FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)

Court of Appeals, Division One**Civil Appeal****1 CA-CV 23-0243****FLURY v. ORTIZ, et al.****22 PROCEEDING ENTRIES**

13.	5-Sep-2023	FILED: Answering Brief of Defendants/Appellees; Certificate of Compliance; Certificate of Service (Appellee)
14.	5-Sep-2023	FILED: Appendix Volume 1 (Appellee)
15.	5-Sep-2023	FILED: Appendix Volume 2 (Appellee)
16.	30-Oct-2023	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
17.	9-Nov-2023	FILED: Supplemented Superior Court e-Record with Revised Index of Record
18.	24-Nov-2023	CLNDR: CONFERENCE, Department A, 1-30-24, CONFERENCE ROOM.
19.	29-Feb-2024	MEMORANDUM DECISION (Affirmed) Hon James B Morse Jr. - Author; Hon Angela K Paton - Concur; Hon Michael S Catlett - Concur
20.	29-Feb-2024	FILED: Decision Distribution Notification
21.	12-Mar-2024	FILED: Statement of Attorneys' Fees and Costs; Certificate of Service (Appellee)
22.	4-Apr-2024	ORDERED: Statement of Attorneys' Fees and Costs (Appellee) = GRANTED and awarding Appellee attorney fees in the amount of \$6,770,00 and costs in the amount of \$186.42. Hon James B Morse Jr. - Author