

# Court of Appeals, Division One

## Civil Appeal

**1 CA-CV 23-0308**

**KP VENTURES v. MOHAVE**

### Appellate Case Information

Case Filed: 1-Jun-2023

Case Closed:

### Dept/Composition

#### Department D

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

### Side 1. KP VENTURES WELL DRILLING & PUMP COMPANY, LLC, Plaintiff/Appellant/Cross-Appellee

(Litigant Group) KP VENTURES WELL DRILLING & PUMP COMPANY, LLC

- KP Ventures Well Drilling & Pump Company LLC

### Attorneys for: Plaintiff/Appellant/Cross-Appellee

Bradley D Weech, Esq. (AZ Bar No. 11135)

Marshall R Hunt, Esq. (AZ Bar No. 31060)

### Side 2. MOHAVE COUNTY DEPARTMENT OF PROCUREMENT, Defendant/Appellee/Cross-Appellant

(Litigant Group) MOHAVE COUNTY DEPARTMENT OF PROCUREMENT

- Mohave County Department of Procurement

### Attorneys for: Defendant/Appellee/Cross-Appellant

Ryan Henry Esplin, Esq. (AZ Bar No. 29235)

Michele Molinario, Esq. (AZ Bar No. 20594)

Justin M Ackerman, Esq. (AZ Bar No. 30726)

### CASE STATUS

Mar 26, 2024....Assigned

| PREDECESSOR CASE(S)  | Cause/Charge/Class | Judgment/Sentence | Judge, Role <Comments>                  | Trial | Dispo |
|----------------------|--------------------|-------------------|---|-------|-------|
| MOH S8015CV202200962 | Breach of Contract |                   | Steven C Moss, Authoring Judge of Order |       |       |

### CALENDAR

**Wednesday** MONTHLY COURT CASE CALENDAR  
**8-May-2024** Department D; COURTROOM 2  
10:15 AM

Mixed

### 33 PROCEEDING ENTRIES

|     |             |  |
|-----|-------------|--|
| 1.  | 1-Jun-2023  | FILED: Index of Record, Notice of Appeal from Mohave County Superior Court filed 05/18/23  |
| 2.  | 1-Jun-2023  | FILED: e-Record on Appeal:<br>Instruments/Minute Entries<br>Exhibits: None   |
| 3.  | 2-Jun-2023  | FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due  |
| 4.  | 5-Jun-2023  | FILED: Plaintiff/Appellant's Notice of Payment of Filing Fee; Certificate of Service (Appellant)   |
| 5.  | 5-Jun-2023  | FILED: Plaintiff/Appellant's Notice of Filing Transcripts; Certificate of Service (Appellant)  |
| 6.  | 5-Jun-2023  | FILED: Reporter's Transcript - 02/22/2023 - Motion to Dismiss (Kimberly Faehn) (Appellant)   |
| 7.  | 5-Jun-2023  | FILED: Reporter's Transcript - 04/24/2023 - Motion for Reconsideration (Kimberly Faehn) (Appellant)  |
| 8.  | 6-Jun-2023  | FILED: Notice of Association of Counsel; Certificate of Service (Appellee)   |
| 9.  | 9-Jun-2023  | RECEIPT No.: 2023-00512 ; \$280.00, Authorization: #60010534391, Applied to: KP VENTURES WELL DRILLING & PUMP COMPANY, LLC - Class A Filing Fee (\$280.00) Paid for: Davis Miles McGuire Gardner - By nCourt LLC |
| 10. | 9-Jun-2023  | FILED: Case Management Statement (Appellant)   |
| 11. | 15-Jun-2023 | FILED: Supplemented Superior Court e-Record with Revised Index of Record (Includes Notice of Cross-Appeal filed 6/6/23)  |
| 12. | 15-Jun-2023 | FILED: Case Management Statement (Appellee/Cross-Appellant)  |
| 13. | 19-Jun-2023 | FILED: Appellate Clerk Notice Re: Cross Appellant's Fee [sic] and Case Management Statement Due/Appellant's Brief Due  |
| 14. | 26-Jul-2023 | FILED: Plaintiff/Appellant's Motion for Procedural Order to Extend Time to File Opening Brief 30 Days to August 31, 2023; Certificate of Service (Appellant/Cross-Appellee)                                      |

**Court of Appeals, Division One****Civil Appeal****1 CA-CV 23-0308****KP VENTURES v. MOHAVE****33 PROCEEDING ENTRIES**

|     |             |   |
|-----|-------------|---|
| 15. | 27-Jul-2023 | ORDERED: Plaintiff/Appellant's Motion for Procedural Order to Extend Time to File Opening Brief 30 Days to August 31, 2023 (Appellant/Cross-Appellee) = GRANTED. Due date EXTENDED from Tuesday, 08-01-2023 to Thursday, 08-31-2023. If the brief is not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author   |
| 16. | 31-Aug-2023 | FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant/Cross-Appellee)  |
| 17. | 2-Oct-2023  | FILED: Defendant/Appellee/Cross-Appellant's Unopposed Motion for Procedural Order Extending Time to File Answering Brief/Opening Brief on Cross-Appeal; Certificate of Service (Appellee/Cross-Appellant)   |
| 18. | 2-Oct-2023  | ORDERED: Defendant/Appellee/Cross-Appellant's Unopposed Motion for Procedural Order Extending Time to File Answering Brief/Opening Brief on Cross-Appeal (Appellee/Cross-Appellant) = 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 |
| 19. | 9-Nov-2023  | FILED: Mohave County's Answering Brief and Opening Brief on Cross-Appeal; Certificate of Compliance; Certificate of Service (Appellee/Cross-Appellant)  |
| 20. | 12-Dec-2023 | FILED: Plaintiff/Appellant/Cross-Appellee's Unopposed Motion for Procedural Order to Extend Time to File Reply Brief/Answering Brief 30 Days to January 18, 2024; Certificate of Service (Appellant)  |
| 21. | 13-Dec-2023 | ORDERED: Plaintiff/Appellant/Cross-Appellee's Unopposed Motion for Procedural Order to Extend Time to File Reply Brief/Answering Brief 30 Days to January 18, 2024 (Appellant) = GRANTED. Due date EXTENDED from Tuesday, 12-19-2023 to Thursday, 01-18-2024. If the brief is not timely filed, the court will submit this appeal for decision on the record and the filed briefs. Melina Brill ProTem Judge - Author       |
| 22. | 6-Jan-2024  | FILED: Notice Change of (1) Law Firm Name and (2) Mailing Address; Certificate of Service (Appellant/Cross-Appellee)  |
| 23. | 18-Jan-2024 | FILED: KP Ventures' Reply Brief and Answering Brief on Cross-Appeal; Certificate of Compliance; Certificate of Service (Appellant/Cross-Appellee)   |
| 24. | 1-Feb-2024  | FILED: Appellant's Request for Oral Argument; Certificate of Service (Appellant/Cross-Appellee)   |
| 25. | 2-Feb-2024  | FILED: Request for Oral Argument; Certificate of Service (Appellee/Cross-Appellant)   |
| 26. | 2-Feb-2024  | FILED: Cross-Appellant Mohave County Department of Procurement's Reply Brief on Cross Appeal; Certificate of Compliance; Certificate of Service (Appellee/Cross-Appellant)  |
| 27. | 14-Feb-2024 | ORDERED: Appellant's Request for Oral Argument (Appellant/Cross-Appellee) = GRANTED. FURTHER ORDERED: Request for Oral Argument (Appellee/Cross-Appellant) = GRANTED. Hon David B Gass - Author   |
| 28. | 28-Feb-2024 | FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days   |
| 29. | 12-Mar-2024 | FILED: Supplemented Superior Court e-Record with Revised Index of Record  |
| 30. | 26-Mar-2024 | CLNDR: MONTHLY COURT CASE CALENDAR, Department D, 5-8-24, 10:15 am, COURTROOM 2.  |
| 31. | 27-Mar-2024 | FILED: Notice of Oral Argument  |
| 32. | 27-Mar-2024 | FILED: Return Receipt for Notice of Oral Argument, signed by Justin Ackerman on 03/27/2024 (Appellee/Cross-Appellant)   |
| 33. | 28-Mar-2024 | FILED: Return Receipt for Notice of Oral Argument, signed by Bradley Weech on 03/27/2024 (Appellant/Cross-Appellee)   |