

Court of Appeals, Division One

Civil Appeal

1 CA-CV 23-0347

SUNSTATE v. ELFLEIN

Appellate Case Information

Case Filed: 15-Jun-2023

Case Closed:

Dept/Composition

Department D

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

Side 1. SUNSTATE ACQUISITIONS, LLC, Plaintiff/Appellee

(Litigant Group) SUNSTATE ACQUISITIONS, LLC

- Sunstate Acquisitions LLC

Attorneys for: Plaintiff/Appellee

Scott E Williams, Esq. (AZ Bar No. 12417)

Amy Toppel, Esq. (AZ Bar No. 22106)

Side 2. SCOTT ELFLEIN, Defendant/Appellant

(Litigant Group) SCOTT ELFLEIN

- Scott Elflein

PRO SE

CASE STATUS

Mar 19, 2024....Decision Rendered

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2023-006719	Forcible Detainer		Richard F Albrecht, Authoring Judge of Order		

2 OPEN DUE DATES

Motion for Reconsideration due

Due By:

Wednesday, April 3, 2024

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

Petition for Review to ASC due

Due By:

Thursday, April 18, 2024

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

CALENDAR

Wednesday MONTHLY COURT CASE CALENDAR

Mixed

6-Mar-2024 Department D; COURTROOM 2

CASE DECISION

19-Mar-2024 MEMORANDUM DECISION

Michael Brown.....Author

Samuel Thumma.....Concur

Jennifer Campbell.....Concur

Filed: 19-Mar-2024

Mandate:

Decision Disposition

Affirmed in Part
Vacated
Remanded in Part

33 PROCEEDING ENTRIES

- 15-Jun-2023 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 05/18/23 and 6/15/23
- 15-Jun-2023 FILED: e-Record on Appeal:
Instruments/Minute Entries
Exhibits: None
- 15-Jun-2023 FILED: Appellate Clerk Notice re: Continuing Deferral of Fees for Scott Elflein, Appellant
- 15-Jun-2023 FILED: Appellate Clerk Notice re: Appellant's Fee Deferred/Appellee's Fee Due/Case Management Statement/Brief Due
- 16-Jun-2023 RECEIPT No.: 2023-00534 ; \$140.00, Check Number: #180578, Applied to: SUNSTATE ACQUISITIONS, LLC - Class B Filing Fee (\$140.00) Paid for: Zona Law Group PC - By

Court of Appeals, Division One**Civil Appeal****1 CA-CV 23-0347****SUNSTATE v. ELFLEIN****33 PROCEEDING ENTRIES**

6.	17-Jul-2023	FILED: Supplemented Superior Court e-Record with Revised Index of Record
7.	25-Jul-2023	ORDERED: Case management statement must be filed by 08/07/2023. Opening brief remains due on 08/14/2023. If the statement and brief are not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author
8.	2-Aug-2023	FILED: Case Management Statement; Appellate Clerk Notice (Courtesy Copy of Appellate Clerk Notice re: case no. 1 CA-CV 23-0436); Quit Claim Deed (Exhibit 1); Untitled (Exhibit 2) (Appellant Pro Per)
9.	10-Aug-2023	FILED: Motion for Stay Pending Appeal; Certificate of Service (Appellant Pro Per)
10.	10-Aug-2023	FILED: Plaintiff's Response to Defendant's Motion for Stay Pending Appeal; Certificate of Service Re: Notice of Payment of Appellee's Filing Fee (Appellee)
11.	10-Aug-2023	ORDERED: Motion for Stay Pending Appeal (Appellant Pro Per) = DENIED without prejudice to consideration of a new motion to stay if the superior court denies, or has denied, a stay request. Melina Brill ProTem Judge - Author
12.	11-Aug-2023	ORDERED: Plaintiffs Response to Defendant's Motion for Stay Pending Appeal (Appellee) = TAKING NO ACTION. Melina Brill ProTem Judge - Author
13.	14-Aug-2023	FILED: Certificate of Service Re: Defendant's Motion for Stay Pending Appeal (Appellee)
14.	17-Aug-2023	FILED: Motion for Stay Pending Appeal; Certificate of Service (Appellant Pro Per)
15.	17-Aug-2023	FILED: Opening Brief (Request for Stay); Certificate of Service (Motion for Oral Argument); Certificate of Service (Opening Brief (Request for Stay)); Quiet Claim Deed (Appellant Pro Per) [Stricken per order filed 08/18/2023]
16.	17-Aug-2023	FILED: Certificate of Service (for Motion to Consolidate) (Appellant Pro Per)
17.	17-Aug-2023	FILED: Certificate of Service (for Motion to Oral Argument); Certificate of Service (for Certificate of Compliance) (Appellant Pro Per)
18.	17-Aug-2023	FILED: Certificate of Service (for Opening Brief); Certificate of Service (for Motion to Consolidate) (Duplicate) (Appellant Pro Per)
19.	17-Aug-2023	ORDERED: Motion for Stay Pending Appeal (Appellant Pro Per) = DENIED without prejudice to consideration of a new motion to stay if the superior court denies, or has denied, a stay request. Melina Brill ProTem Judge - Author
20.	18-Aug-2023	FILED: Request for Oral Argument; Certificate of Service; Request for Oral Argument (Duplicate) (Appellant Pro Per)
21.	18-Aug-2023	ORDERED: Opening Brief (Request for Stay) (Appellant Pro Per) = DENIED. FURTHER ORDERED: Striking the opening brief filed on 08/17/2023. FURTHER ORDERED: Granting appellant until 09/18/2023, to file a brief that complies with the Arizona Rules of Civil Appellate Procedure. If the brief is not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author
22.	21-Aug-2023	FILED: Motion to Stay; Motion to Stay Pending Appeal (Certificate of Service); (Blank Page) (Appellant Pro Per)
23.	22-Aug-2023	ORDERED: Motion to Stay (Appellant Pro Per) = DENIED without prejudice to consideration of a new motion to stay if the superior court denies, or has denied, a stay request. Hon David B Gass - Author
24.	19-Sep-2023	FILED: (Untitled) Opening Brief; Certificate of Compliance; Certificate of Service; Memorandum of Contract for the Sale and Purchase of Real Estate (Appellant Pro Per) [Stricken per order filed 09/20/2023]
25.	20-Sep-2023	ORDERED: Striking opening brief filed on 09/19/2023. FURTHER ORDERED: Granting appellant until 10/23/2023, to file a signed brief that complies with the Arizona Rules of Civil Appellate Procedure. If the brief is not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author
26.	24-Oct-2023	FILED: Opening Brief; (Untitled) Certificate of Compliance; Certificate of Service; Memorandum of Contract for the Sale and Purchase of Real Estate (Appellant Pro Per)
27.	30-Nov-2023	FILED: Plaintiff/Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
28.	29-Dec-2023	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
29.	5-Jan-2024	ORDERED: Request for Oral Argument (Appellant Pro Per) = DENIED. Hon David B Gass - Author
30.	8-Jan-2024	FILED: Supplemented Superior Court e-Record with Revised Index of Record
31.	26-Jan-2024	CLNDR: CONFERENCE, Department D, 3-6-24, COURTROOM 2.

Court of Appeals, Division One

Civil Appeal

1 CA-CV 23-0347

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33 PROCEEDING ENTRIES

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| 32. | 19-Mar-2024 | MEMORANDUM DECISION (Affirmed in Part, Vacated, Remanded in Part) Hon Michael J Brown - Author; Hon Samuel A Thumma - Concur; Hon Jennifer B Campbell - Concur |
| 33. | 19-Mar-2024 | FILED: Decision Distribution Notification |