

Court of Appeals, Division One**Civil - Settlement Conference****1 CA-CV 23-0511 SC****CIBIK v. CIBIK, et al.****Appellate Case Information**

Case Filed: 11-Aug-2023

Case Closed: 4-Apr-2024

Dismissal**Dept/Composition****Side 1. In the Matter of the:****MRC TRUST DATED MAY 20, 2008, AS AMENDED,****a Trust.****AUTUMN CIBIK, Plaintiff/Appellant****(Litigant Group) AUTUMN CIBIK**

● Autumn Cibik, Petitioner/Appellee

Attorneys for: Petitioner/Appellee

Kenneth W Schutt, Jr, Esq. (AZ Bar No. 7497)

Erika M Weiler, Esq. (AZ Bar No. 36190)

Side 2. JEFFREY CIBIK, et al., Defendant/Appellee**(Litigant Group) JEFFREY CIBIK, et al.**

● Jeffrey Cibik, Respondent/Appellant

Attorneys for: Respondents/Appellants

Joshua D Moya, Esq. (AZ Bar No. 21249)

● Christi Kalmer, Respondent/Appellant

CASE STATUS

Apr 4, 2024.....Case Closed

| PREDECESSOR CASE(S) | Cause/Charge/Class | Judgment/Sentence | Judge, Role <Comments> | Trial | Dispo |
|---------------------|---|-------------------|--|-------|-------|
| MAR PB2022-003891 | Petition to Remove Trustee and for Declaratory Relief | | Joseph M Rhoades, Authoring Judge of Order | | |

CASE DECISION**04-Apr-2024 ORDER**

ORDERED: Notice of Settlement and Joint Motion to Dismiss (Appellants) = GRANTED, lifting the stay, and dismissing this appeal. The parties shall bear their own costs and attorney's fees.

Filed: 04-Apr-2024

Mandate:

Decision Disposition

Dismissed

Michael Catlett.....Author

22 PROCEEDING ENTRIES

- 11-Aug-2023 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 07/12/23
- 11-Aug-2023 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
- 14-Aug-2023 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
- 28-Aug-2023 FILED: Appellants' Notice of Payment of Filing Fee; Certificate of Service (Appellant)
- 1-Sep-2023 RECEIPT No.: 2023-00839 ; \$280.00, Authorization: #44008599231, Applied to: JEFFREY CIBIK, et al. - Class A Filing Fee (\$280.00) Paid for: Moya Law PC - By nCourt LLC
- 5-Sep-2023 FILED: Appellants' Notice of Filing Certified Transcripts (Reporter's Transcript - 10/04/2022 - Virtual Hearing (Kimberly McCright)) (Reporter's Transcript - 12/07/2022 - Order to Show Cause (Kimberly McCright)) (Reporter's Transcript - 02/16/2023 - Trial Setting Conference (Kimberly McCright)) (Reporter's Transcript - 04/11/2023 - Oral Argument (Kimberly McCright)); Certificate of Service (Appellant)

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| 7. | 5-Sep-2023 | FILED: Case Management Statement (Appellant) |
| 8. | 11-Sep-2023 | FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief Due |
| 9. | 21-Sep-2023 | FILED: Motion to Change Caption; Certificate of Service (Appellee) |
| 10. | 21-Sep-2023 | FILED: Notice of Payment of Filing Fee; Certificate of Service (Appellee) |
| 11. | 22-Sep-2023 | ORDERED: Motion to Change Caption (Appellee) = GRANTED and amending the caption in this appeal by removing Karie Gaines as petitioner/appellee and adding Autumn Cibik as petitioner/appellee. The caption shown on this order shall be used on all future documents filed in this appeal. Melina Brill ProTem Judge - Author |
| 12. | 28-Sep-2023 | RECEIPT No.: 2023-00918 ; \$140.00, Authorization: 71006787257, Applied to: AUTUMN CIBIK - Class B Filing Fee (\$140.00) Paid for: Schutt Law Firm PLC - By nCourt LLC |
| 13. | 11-Oct-2023 | FILED: Motion for Procedural Order (Extension for Opening Brief); Certificate of Service (Appellant) |
| 14. | 12-Oct-2023 | ORDERED: Motion for Procedural Order (Extension for Opening Brief) (Appellant) = GRANTED. Due date EXTENDED from Friday, 10-13-2023 to Friday, 11-03-2023. If the brief is not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author |
| 15. | 27-Oct-2023 | FILED: Joint Motion for Procedural Order for Extension of Time to File Opening Brief; Certificate of Service (Appellant) |
| 16. | 30-Oct-2023 | ORDERED: Joint Motion for Procedural Order for Extension of Time to File Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Friday, 11-03-2023 to Friday, 12-01-2023. If the brief is not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author |
| 17. | 30-Nov-2023 | ORDERED: Assigning this appeal to the settlement conference program. FURTHER ORDERED: Staying this appeal pending further order and vacating the 12/1/23 due date for the opening brief. Melina Brill ProTem Judge - Author |
| 18. | 14-Dec-2023 | ORDERED: Setting the telephonic assessment conference for 12/21/2023, at 2:00 p.m., with Judge Michael S. Catlett (see order). Melina Brill ProTem Judge - Author |
| 19. | 21-Dec-2023 | ORDERED: Setting an additional telephonic assessment conference for 01/18/2024, at 2:00 p.m., with Judge Michael S. Catlett (see order). Hon Michael S Catlett - Author |
| 20. | 4-Apr-2024 | FILED: Notice of Settlement and Joint Motion to Dismiss; Certificate of Service (Appellants) |
| 21. | 4-Apr-2024 | ORDERED: Notice of Settlement and Joint Motion to Dismiss (Appellants) = GRANTED, lifting the stay, and dismissing this appeal. The parties shall bear their own costs and attorney's fees. Hon Michael S Catlett - Author |
| 22. | 4-Apr-2024 | FILED: Letter, 04/04/2024, Certified Copy of Order dismissing appeal. No physical record to be returned to clerk, Maricopa County Superior Court. |