

**Court of Appeals, Division One****Civil Appeal****1 CA-CV 23-0733****GARCIA v. TEMPE****Appellate Case Information**

Case Filed: 17-Nov-2023

Case Closed:

**Dept/Composition****Side 1. ARIS LAKOTA NICOLE GARCIA, Plaintiff/Appellee****(Litigant Group) ARIS LAKOTA NICOLE GARCIA**

- Aris Lakota Nicole Garcia

**Attorneys for: Plaintiff/Appellee**

Michael Vlad Moldoveanu, Esq. (AZ Bar No. 29914)

**Side 2. CITY OF TEMPE, Defendant/Appellant****(Litigant Group) CITY OF TEMPE**

- City of Tempe

**Attorneys for: Defendant/Appellant**

Sean P Healy, Esq. (AZ Bar No. 18393)

Adam S Polson, Esq. (AZ Bar No. 22649)

**CASE STATUS**

Nov 30, 2023....Stayed (until 7/30/24)

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2023-006322	Negligence		Katherine Cooper, Authoring Judge of Order		

**OPEN DUE DATE****Court Ordered Document due****Due By:**

Tuesday, July 30, 2024

Re: \* ORDERED: Continuing the stay of this appeal pending further order and vacating all pending due dates.  
FURTHER ORDERED: Directing appellants to file a status report of the bankruptcy proceedings by 07/30/2024.  
Failure to comply with this order may result

**11 PROCEEDING ENTRIES**

1. 17-Nov-2023 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 10/20/23
2. 17-Nov-2023 FILED: e-Record on Appeal:  
Instruments/Minute Entries  
Exhibits: None
3. 20-Nov-2023 FILED: Appellate Clerk Notice re: No Appellant's Fee Due/Appellee's Fee Due/Case Management Statement/Brief Due
4. 30-Nov-2023 ORDERED: Staying this appeal until 1/8/24. FURTHER ORDERED: Revesting jurisdiction in the Maricopa County Superior Court to consider a motion for a signed order corresponding to its minute entry dated 10/12/23 and filed 10/16/23. FURTHER ORDERED: Directing the clerk of the Maricopa County Superior Court to transmit a certified copy of the ruling within 10 days after its entry marked for filing in this appeal. The stay will be lifted automatically when this court receives the signed order. FURTHER ORDERED: If superior court has not entered a signed order by 1/8/24 appellants must file a motion to continue the stay of this appeal. If appellants do not file a motion and the superior court has not entered a signed order, this court will dismiss this appeal. FURTHER ORDERED: If this court has received a signed order before 1/8/24, the case management statement is due 1/18/24 and opening brief is due 2/7/24. Melina Brill ProTem Judge - Author
5. 19-Dec-2023 FILED: Notice of Lodging Transcript (Reporter's Transcript - 10/12/2023 - Hearing on Defendant City of Tempe's Motion to Compel Arbitration and Motion to Stay or Dismiss (Kimberly McCright)); Certificate of Service (Appellant)
6. 8-Jan-2024 FILED: Appellant's Motion to Continue Stay of Appeal; Certificate of Service of Appellant's Motion to Continue Stay of Appeal (Appellant)
7. 9-Jan-2024 ORDERED: Appellant's Motion to Continue Stay of Appeal (Appellant) = GRANTED and continuing the stay of this appeal until 02/08/2024, to allow the superior court to consider the motion for reconsideration and request for a signed order. FURTHER ORDERED: If this court has received a signed order before 02/08/2024, the case management statement is due on 02/20/2024, and the opening brief is due on 03/11/2024. Melina Brill ProTem Judge - Author
8. 29-Jan-2024 FILED: Notice of Entry of Automatic Bankruptcy Stay; Certificate of Service (Appellant)

**Court of Appeals, Division One**

**Civil Appeal**

**1 CA-CV 23-0733**

**GARCIA v. TEMPE**

**11 PROCEEDING ENTRIES**

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| 9.  | 30-Jan-2024 | ORDERED: Continuing the stay of this appeal pending further order and vacating all pending due dates. FURTHER ORDERED: Directing appellants to file a status report of the bankruptcy proceedings by 07/30/2024. Failure to comply with this order may result in sanctions, including dismissal of this appeal. Melina Brill ProTem Judge - Author |
| 10. | 8-Feb-2024  | FILED: Supplemented Superior Court e-Record with Revised Index of Record   |
| 11. | 10-Apr-2024 | FILED: Notice of Substitution of Counsel Within Firm; Certificate of Service (Appellant)   |