

Court of Appeals, Division One

Civil Appeal

1 CA-CV 24-0095

WHITMER, et al. v. HILTON/PROCACCIANTI

Appellate Case Information

Case Filed: 14-Feb-2024

Case Closed:

Dept/Composition

Side 1. R. L. WHITMER, et al., Plaintiff/Appellant

(Litigant Group) R. L. WHITMER, et al.

- R L Whitmer
- Colleen London

Attorneys for: Plaintiffs/Appellants

Ross P Meyer, Esq. (AZ Bar No. 28473)

Side 2. HILTON CASITAS COUNCIL OF HOMEOWNERS, Defendant/Appellee

(Litigant Group) HILTON CASITAS COUNCIL OF HOMEOWNERS

- Hilton Casitas Council of Homeowners

Attorneys for: Defendant/Appellee

R Corey Hill, Esq. (AZ Bar No. 12188)

Ginette M Hill, Esq. (AZ Bar No. 18272)

Christopher Robbins, Esq. (AZ Bar No. 11064)

Side 3. PROCACCIANTI AZ II, LP, Intervenor/Appellee

(Litigant Group) PROCACCIANTI AZ II, LP

- Procaccianti AZ II LP

Attorneys for: Intervenor/Appellee

Andrew M Federhar, Esq. (AZ Bar No. 6567)

Jessica Anne Gale, Esq. (AZ Bar No. 30583)

CASE STATUS

Mar 28, 2024....Decision Rendered

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2015-053091	Request for Receiver		Melissa Iyer Julian, Authoring Judge of Order		

2 OPEN DUE DATES

Motion for Reconsideration due

Due By:

Friday, April 12, 2024

Re: * ORDERED: Dismissing this appeal. FURTHER ORDERED: Defendant Hilton Casitas' Joinder in Motion to Consolidate Appeals and Motion to Correct Caption in Appeals (Appellee) = DENIED. FURTHER ORDERED: Denying the motion to correct caption as the caption refl

Petition for Review to ASC due

Due By:

Monday, April 29, 2024

Re: * ORDERED: Dismissing this appeal. FURTHER ORDERED: Defendant Hilton Casitas' Joinder in Motion to Consolidate Appeals and Motion to Correct Caption in Appeals (Appellee) = DENIED. FURTHER ORDERED: Denying the motion to correct caption as the caption refl

CASE DECISION

28-Mar-2024 ORDER

* ORDERED: Dismissing this appeal. FURTHER ORDERED: Defendant Hilton Casitas' Joinder in Motion to Consolidate Appeals and Motion to Correct Caption in Appeals (Appellee) = DENIED. FURTHER ORDERED: Denying the motion to correct caption as the caption refl

Filed:

28-Mar-2024

Mandate:

Decision Disposition

Dismissed

David Gass.....Author

15 PROCEEDING ENTRIES

1. 14-Feb-2024 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 01/16/24

Court of Appeals, Division One**Civil Appeal****1 CA-CV 24-0095****WHITMER, et al. v. HILTON/PROCACCIANTI****15 PROCEEDING ENTRIES**

2.	14-Feb-2024	FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
3.	14-Feb-2024	FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4.	5-Mar-2024	RECEIPT No.: 2024-00219 ; \$280.00, Authorization: #65007339184, Applied to: R. L. WHITMER, et al. - Class A Filing Fee (\$280.00) Paid for: R. L. WHITMER, et al. - By nCourt LLC
5.	11-Mar-2024	FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief/Case Management Statement Due
6.	11-Mar-2024	FILED: Settlement Conference Program Notice
7.	12-Mar-2024	FILED: Intervenor/Appellee Procaccianti AZ II, L.P.'s Notice of Payment of Filing Fee; Intervenor/Appellee Procaccianti AZ II, L.P.'s Certificate of Service of Notice of Payment of Filing Fee (Appellee Procaccianti)
8.	12-Mar-2024	FILED: Notice of Appellee's Filing Fee for Hilton Casitas Council of Homeowners; Certificate of Service (Appellee Hilton)
9.	15-Mar-2024	FILED: Procaccianti's Joinder in Appellants [sic] Motion to Consolidate 1-CA-CV-0108, 1-CA-CV-24-0110 and 1-CA-CV-0114 with 1-CA-CV-0095; Certificate of Service of Procaccianti's Joinder in Appellants [sic] Motion to Consolidate 1-CA-CV-0108, 1-CA-CV-24-0110 and 1-CA-CV-0114 with 1-CA-CV-0095 (Appellee Procaccianti)
10.	18-Mar-2024	RECEIPT No.: 2024-00264 ; \$140.00, Authorization: #78012422198, Applied to: HILTON CASITAS COUNCIL OF HOMEOWNERS - Class B Filing Fee (\$140.00) Paid for: Hill Hall & DeCiancio PLC - By nCourt LLC
11.	18-Mar-2024	RECEIPT No.: 2024-00268 ; \$140.00, Authorization: #78012422198, Applied to: PROCACCIANTI AZ II, LP - Class B Filing Fee (\$140.00) Paid for: Spencer Fane LLP - By nCourt LLC
12.	18-Mar-2024	FILED: Defendant Hilton Casitas' Joinder in Motion to Consolidate Appeals and Motion to Correct Caption in Appeals; Certificate of Service - Defendant Hilton Casitas' Joinder in Motion to Consolidate Appeals -and Motion to Correct Caption in Appeals (Appellee)
13.	25-Mar-2024	FILED: Case Management Statement (Appellant)
14.	25-Mar-2024	FILED: Notice of Errata (Request to Accept refiled CMS 03/25); Certificate of Service - Case Management Statement (Appellant)
15.	28-Mar-2024	ORDERED: Dismissing this appeal. FURTHER ORDERED: Defendant Hilton Casitas' Joinder in Motion to Consolidate Appeals and Motion to Correct Caption in Appeals (Appellee) = DENIED. FURTHER ORDERED: Denying the motion to correct caption as the caption reflects what Hilton Casitas Council of Homeowners requests. Hon David B Gass - Author