

**Court of Appeals, Division One****Civil Appeal****1 CA-CV 24-0134****BAHIA LIVE & v. AZ CONSTRUCTION****Appellate Case Information**

Case Filed: 28-Feb-2024

Case Closed: 7-May-2024

Dismissal

**Dept/Composition****Side 1. BAHIA LIVE/WORK LOFTS & TOWNHOMES, LLC, Plaintiff/Appellant****(Litigant Group) BAHIA LIVE/WORK LOFTS & TOWNHOMES, LLC**

- Bahia Live/Work Lofts & Townhomes LLC

**Co-Counsel for: Plaintiff/Appellant**

Joshua T Greer, Esq. (AZ Bar No. 25508)

Nicholas James Walter, Esq. (AZ Bar No. 36410)

Claudio Eduardo Iannitelli, Esq. (AZ Bar No. 12759)

**Side 2. ARIZONA CONSTRUCTION PLUS, LLC, Defendant/Appellee****(Litigant Group) ARIZONA CONSTRUCTION PLUS, LLC**

- Arizona Construction Plus LLC

**Attorneys for: Defendant/Appellee**

James J Palecek, Esq. (AZ Bar No. 15953)

Karen A Palecek, Esq. (AZ Bar No. 11944)

**CASE STATUS**

May 7, 2024.....Case Closed

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2021-006775	Breach of Contract		Jay R Adleman, Authoring Judge of Order		

**CASE DECISION****07-May-2024 ORDER**

ORDERED: Notice of Dismissal of Appeal with Prejudice (Appellant) = GRANTED, lifting the stay, and dismissing this appeal.

Filed: 07-May-2024

Mandate:

Decision Disposition

**Dismissed**

Melina Brill.....Author

**10 PROCEEDING ENTRIES**

1.	28-Feb-2024	FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 01/30/24
2.	28-Feb-2024	FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
3.	28-Feb-2024	FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4.	28-Feb-2024	FILED: Additional Record on Appeal: Physical Exhibits: Hearing Date 09/18/2023 - List # 1 2 3 4 5 6 7 8 9 10 11 12 13 14 16 17 19 44 45 49 50 51 52 53 54 56 57 58 59 60 64 65 66 67 68 69 70 71 72 in Manila Envelope
5.	6-Mar-2024	FILED: Notice of Settlement; Certificate of Service (Appellant)
6.	6-Mar-2024	ORDERED: Notice of Settlement (Appellant) = Staying this appeal and vacating the 03/19/2024 and 04/29/2024 due dates for the case management statement and opening brief. Upon receipt of a stipulation or notice of consent to dismiss, the court will dismiss this appeal. FURTHER ORDERED: Directing appellant to file a status report by 05/06/2024, if a motion to dismiss the appeal is not filed before that date. Melina Brill ProTem Judge - Author
7.	11-Mar-2024	RECEIPT No.: 2024-00241 ; \$280.00, Authorization: 71014254320, Applied to: BAHIA LIVE/WORK LOFTS & TOWNHOMES, LLC - Class A Filing Fee (\$280.00) Paid for: Moyes Sellers & Hendricks - By nCourt LLC
8.	6-May-2024	FILED: Notice of Dismissal of Appeal with Prejudice; Certificate of Service (Appellant)
9.	7-May-2024	ORDERED: Notice of Dismissal of Appeal with Prejudice (Appellant) = GRANTED, lifting the stay, and dismissing this appeal. Melina Brill ProTem Judge - Author

**Court of Appeals, Division One**

**Civil Appeal**

**1 CA-CV 24-0134**

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**10 PROCEEDING ENTRIES**

10. 7-May-2024 FILED: Letter, 05/07/2024, Certified Copy of Order dismissing appeal. Physical record returned to clerk, Maricopa County Superior Court.