

Court of Appeals, Division One

Civil Appeal

1 CA-CV 24-0223

WACHSBERG v. LRSE, et al.

Appellate Case Information

Case Filed: 27-Mar-2024

Case Closed: 25-Jul-2024

Dismissal

Dept/Composition

Side 1. RICHARD WACHSBERG, Plaintiff/Appellant

(Litigant Group) RICHARD WACHSBERG

- Richard Wachsberg

Attorneys for: Plaintiff/Appellant

Thomas S Moring, Esq. (AZ Bar No. 21247)

David N Farren, Esq. (AZ Bar No. 7384)

Side 2. LRSE, LLC, et al., Defendant/Appellee

(Litigant Group) LRSE, LLC, et al.

- LRSE LLC
- James Brown

Attorneys for: Defendants/Appellees

Scot L Claus, Esq. (AZ Bar No. 14999)

Emily Jeffries, Esq. (AZ Bar No. 36184)

Vail Cloar, Esq. (AZ Bar No. 32011)

Alexandra Crandall, Esq. (AZ Bar No. 34838)

CASE STATUS

Jul 25, 2024.....Case Closed

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2021-006879	Breach of Contract		Joan M Sinclair, Authoring Judge of Order		

CALENDAR

Friday MOTION CALENDAR

12-Jul-2024 Department M;

File date: 6/26/2024.....Appellees' Statement of Costs (Appellees)

DECISION RENDERED: See proceeding entry for ORDER dated 19-Jul-2024 for more information...

CASE DECISION

18-Jun-2024 ORDER

* ORDERED: Motion to Dismiss Appeal and Stay Briefing Schedule (Appellees) = GRANTED and dismissing this appeal. Nothing precludes appellant from filing a motion to set aside the judgment in superior court. The court does not express an opinion on the me

Filed: 18-Jun-2024

Mandate:

Decision Disposition

Granted

Samuel Thumma.....Author

21 PROCEEDING ENTRIES

- 27-Mar-2024 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 02/27/24
- 27-Mar-2024 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
- 27-Mar-2024 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
- 9-Apr-2024 RECEIPT No.: 2024-00362 ; \$280.00, Check Number: 141505, Applied to: RICHARD WACHSBERG - Class A Filing Fee (\$280.00) Paid for: Jaburg & Wilk PC - By Jaburg & Wilk PC

Court of Appeals, Division One**Civil Appeal****1 CA-CV 24-0223****WACHSBERG v. LRSE, et al.****21 PROCEEDING ENTRIES**

5.	16-Apr-2024	FILED: Case Management Statement (Appellant)
6.	17-Apr-2024	FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief Due
7.	17-Apr-2024	FILED: Settlement Conference Program Notice
8.	22-Apr-2024	RECEIPT No.: 2024-00401 ; \$140.00, Check Number: #486163, Applied to: LRSE, LLC, et al. - Class B Filing Fee (\$140.00) Paid for: - By Dickinson Wright PLLC
9.	24-Apr-2024	FILED: Notice of Filing Transcript; Reporter's Transcript - 05/26/2023 - Oral Argument (Juliette Clark); Reporter's Transcript - 09/08/2021 - Oral Argument (Juliette Clark) (Appellant)
10.	3-May-2024	FILED: Motion to Dismiss Appeal and Stay Briefing Schedule; Certificate of Service to Motion to Dismiss and Stay Briefing Schedule (Appellees)
11.	3-May-2024	FILED: Appellee's Notice of Filing of Additional Transcript; Reporter's Transcript - 12/11/2023 - Hearing (John Buckley); Certificate of Service to Appellee's Notice of Filing of Additional Transcript (Appellee)
12.	6-May-2024	ORDERED: Motion to Stay Briefing Schedule (Appellees) = GRANTED and vacating the 5/28/24 due date for the opening brief. The order ruling on the pending motion to dismiss will set a due date to file the opening brief if the motion is denied. Melina Brill ProTem Judge - Author
13.	17-May-2024	FILED: Appellant's Motion for Procedural Order Extending Time to File Response to Motion to Dismiss And Stay Briefing Schedule – (First Request); Certificate of Service (Appellant)
14.	21-May-2024	ORDERED: Appellant's Motion for Procedural Order Extending Time to File Response to Motion to Dismiss And Stay Briefing Schedule – (First Request) (Appellant) = GRANTED. Due date EXTENDED from Friday, 05-17-2024 to Tuesday, 05-28-2024. Melina Brill ProTem Judge - Author
15.	28-May-2024	FILED: Response to Motion to Dismiss and Stay Briefing Schedule; Certificate of Service (Appellant)
16.	29-May-2024	FILED: Notice of Errata; Certificate of Service; Exhibit 1 (Appellant)
17.	7-Jun-2024	FILED: Reply in Support of Motion to Dismiss; Certificate of Service to Appellee's Reply ISO Motion to Dismiss Appeal (Appellees)
18.	18-Jun-2024	ORDERED: Motion to Dismiss Appeal and Stay Briefing Schedule (Appellees) = GRANTED and dismissing this appeal. Nothing precludes appellant from filing a motion to set aside the judgment in superior court. The court does not express an opinion on the merits of such motion. FURTHER ORDERED: Denying appellees' request for attorney fees on appeal. FURTHER ORDERED: Granting appellees costs on appeal in an amount to be determined upon compliance with ARCAP 21(b). Hon Samuel A Thumma - Author
19.	26-Jun-2024	FILED: Appellees' Statement of Costs; Certificate of Service to Appellees' Statement of Costs (Appellees)
20.	19-Jul-2024	ORDERED: Appellees' Statement of Costs (Appellees) = GRANTED. FURTHER ORDERED: appellant shall pay appellee's costs on appeal in the amount of \$256.51. Melina Brill ProTem Judge - Author
21.	25-Jul-2024	FILED: Letter, 07/25/2024 Certified Copy of Order dismissing appeal. No physical record to be returned to clerk, Maricopa County Superior Court.