

Court of Appeals, Division One**Civil Appeal****1 CA-CV 24-0363****MILLIMAN, et al. v. BERREY****Appellate Case Information**

Case Filed: 17-May-2024

Case Closed:

Dept/Composition**Side 1. MILLIMAN INVESTMENTS, LLC, et al., Plaintiff/Appellee****(Litigant Group) MILLIMAN INVESTMENTS, LLC**

- Milliman Investments LLC

Attorneys for: Plaintiff/Appellee

Timothy H Barnes, Esq. (AZ Bar No. 3373)

(Litigant Group) RAY MILLIMAN

- Ray Milliman

Attorneys for: Plaintiff/Appellee R. Milliman

Robert C Brown, Esq. (AZ Bar No. 19011)

Side 2. DAVID BERREY, Defendant/Appellant**(Litigant Group) DAVID BERREY**

- David Berrey

Attorneys for: Defendant/Appellant

Alexander R Arpad, Esq. (AZ Bar No. 21660)

Side 3. FLOOD CONTROL DISTRICT OF MARICOPA COUNTY, Plaintiff/Appellee**(Litigant Group) FLOOD CONTROL DISTRICT OF MARICOPA COUNTY**

- Flood Control District of Maricopa County

Attorneys for: Plaintiff/Appellee Flood Control

Wayne J Peck, Esq. (AZ Bar No. 25677)

Sean M Moore, Esq. (AZ Bar No. 31621)

Side 4. CITY OF MESA, Defendant/Appellee**(Litigant Group) CITY OF MESA**

- City of Mesa

Attorneys for: Defendant/Appellee City of Mesa

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

PREDECESSOR CASE(S)		Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR	CV2019-001517	Quiet Title		Bradley H Astrowsky, Authoring Judge of Order		
MAR	CV2020-003452					

7 OPEN DUE DATES**Fee/Distribution List Removal Due****Due By:**

Wednesday, June 19, 2024

*Milliman Investments LLC**Re: FILED: Appellate Clerk Notice re: Appellee's Fee Due (R. Milliman/Milliman Investments); No Appellee's Fee Due (Flood Control/City of Mesa); Appellant's Brief Due***Fee/Distribution List Removal Due****Due By:**

Wednesday, June 19, 2024

*Ray Milliman**Re: FILED: Appellate Clerk Notice re: Appellee's Fee Due (R. Milliman/Milliman Investments); No Appellee's Fee Due (Flood Control/City of Mesa); Appellant's Brief Due***Reply to Motion due****Due By:**

Friday, August 2, 2024

*Re: * FILED: Appellee's Response to Motion to Assign Case to the Panel of Judges as Milliman v. Berrey, 1-CA-CV-2023-0772; Certificate of Service Appellee's Response to Motion to Assign Case to the Same Panel of Judges as Milliman v. Berrey, 1-CA-CV-2023-0772***Answering Brief due****Due By:**

Wednesday, August 28, 2024

*Appellee Milliman Investments**Re: FILED: Opening Brief; Certificate of Compliance to Opening Brief; Certificate of Service to Opening Brief (Appellant)***Answering Brief due****Due By:**

Wednesday, August 28, 2024

*Appellee R. Milliman**Re: FILED: Opening Brief; Certificate of Compliance to Opening Brief; Certificate of Service to Opening Brief (Appellant)*

Court of Appeals, Division One**Civil Appeal****1 CA-CV 24-0363****MILLIMAN, et al. v. BERREY****7 OPEN DUE DATES****Answering Brief due****Due By:** Wednesday, August 28, 2024*Appellee Flood Control**Re: FILED: Opening Brief; Certificate of Compliance to Opening Brief; Certificate of Service to Opening Brief (Appellant)***Answering Brief due****Due By:** Wednesday, August 28, 2024*Appellee Mesa**Re: FILED: Opening Brief; Certificate of Compliance to Opening Brief; Certificate of Service to Opening Brief (Appellant)***PENDING MATTER****General Motion**

Filed: 19-Jul-2024

** Motion to Assign Case to to the Same Panel of Judges as Milliman v. Berrey, 1 CA-CV 2023-0772 (Appellant)***16 PROCEEDING ENTRIES**

1. 17-May-2024 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 04/19/24
2. 17-May-2024 FILED: e-Record on Appeal: CV2019-001517
Instruments/Minute Entries
Exhibits: None
3. 17-May-2024 FILED: e-Record on Appeal: CV2020-003452
Instruments/Minute Entries
Exhibits: None
4. 20-May-2024 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
5. 28-May-2024 FILED: Notice of Substitution of Counsel; Certificate Of Service To Notice Of Substitution Of Counsel, Motion To Consolidate Appeals, And Case Management Statement (Appellant)
6. 28-May-2024 FILED: Case Management Statement (Appellant)
7. 28-May-2024 FILED: Motion to Consolidate Appeals for Oral Argument and Decision; Certificate Of Service To Notice Of Substitution Of Counsel, Motion To Consolidate Appeals, And Case Management Statement (Appellant)
8. 3-Jun-2024 RECEIPT No.: 2024-00527 ; \$280.00, Authorization: #55020988964, Applied to: DAVID BERREY - Class A Filing Fee (\$280.00)
Paid for: Alexander R Arpad - By nCourt LLC
9. 5-Jun-2024 FILED: Appellate Clerk Notice re: Appellee's Fee Due (R. Milliman/Milliman Investments); No Appellee's Fee Due (Flood Control/City of Mesa); Appellant's Brief Due
10. 6-Jun-2024 FILED: Settlement Conference Program Notice
11. 10-Jun-2024 FILED: Flood Control District of Maricopa County's Response to Motion to Consolidate; Certificate of Service of Appellee's Response to Motion to Consolidate (Appellee Flood Control)
12. 12-Jun-2024 FILED: Reply in Support of Motion to Consolidate Appeals for Oral Argument and Decision; Certificate of Service to Reply in Support of Motion to Consolidate Appeals for Oral Argument and Decision (Appellant)
13. 17-Jun-2024 ORDERED: Motion to Consolidate Appeals for Oral Argument and Decision (Appellant) = DENIED. Hon David B Gass - Author
14. 19-Jul-2024 FILED: Opening Brief; Certificate of Compliance to Opening Brief; Certificate of Service to Opening Brief (Appellant)
15. 19-Jul-2024 FILED: Motion to Assign Case to to the Same Panel of Judges as Milliman v. Berrey, 1 CA-CV 2023-0772; Certificate of Service to Opening Brief (Appellant)
16. 26-Jul-2024 FILED: Appellee's Response to Motion to Assign Case to the Panel of Judges as Milliman v. Berrey, 1-CA-CV-2023-0772; Certificate of Service Appellee's Response to Motion to Assign Case to the Same Panel of Judges as Milliman v. Berrey, 1-CA-CV-2023-0772 (Appellee Flood Control)