

Court of Appeals, Division One

Civil Appeal

1 CA-CV 24-0478

ASBURY v. SUMMIT, et al.

Appellate Case Information

Case Filed: 27-Jun-2024

Case Closed:

Dept/Composition

Side 1. TRACY ASBURY, a married woman, Plaintiff/Appellee/Cross-Appellant

(Litigant Group) TRACY ASBURY

- Tracy Asbury

Attorneys for: Plaintiff/Appellee/Cross-Appellant

Arthur E Lloyd, Esq. (AZ Bar No. 10049)

A Evan Lloyd, Esq. (AZ Bar No. 32086)

David L Abney, Esq. (AZ Bar No. 9001)

Side 2. SUMMIT HEALTHCARE ASSOCIATION, an Arizona corporation; SUMMIT HEALTHCARE MEDICAL ASSOCIATES, LLC, an Arizona limited liability company; JARED HALL, DPM; JOHN & JANE DOES 1-5; ABC and XYZ ENTITIES 1-5, Defendant/Appellant/Cross-Appellee

(Litigant Group) SUMMIT, et al.

- Summit Healthcare Association
- Summit Healthcare Medical Associates LLC
- Jared Hall

Attorneys for: Defendant/Appellant/Cross-Appellees

Megan E Gailey, Esq. (AZ Bar No. 23648)

Kelley M Jancaitis, Esq. (AZ Bar No. 25555)

Kevin Homiak, Esq. (CO Bar No. COHomiak)

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
NAV S0900CV202100390	Negligence		Michala M Ruechel, Authoring Judge of Order		

OPEN DUE DATE

Opening Brief due

Due By:

Friday, August 30, 2024

Re: FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due

PENDING MATTER

Div 1 Request for Oral Argument

Filed: 15-Jul-2024

Motion for Oral Argument (Appellee)

17 PROCEEDING ENTRIES

1.	27-Jun-2024	FILED: Index of Record, Notice of Appeal filed in the Superior Court of Navajo County 6/14/24
2.	27-Jun-2024	FILED: Record on Appeal: Combined Instruments/Minute Entries Exhibits: None
3.	1-Jul-2024	FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4.	2-Jul-2024	FILED: Notice of Appearance; Certificate of Service (Appellant)
5.	5-Jul-2024	FILED: Clerk's Notice of Filing Notice of Appeal and Index of Reported Hearings
6.	8-Jul-2024	RECEIPT No.: 2024-00657 ; \$280.00, Authorization: #90021249825, Applied to: SUMMIT, et al. - Class A Filing Fee (\$280.00) Paid for: Broening Oberg Woods & Wilson PC - By nCourt LLC
7.	12-Jul-2024	FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief/Case Management Statement Due
8.	12-Jul-2024	FILED: Settlement Conference Program Notice
9.	15-Jul-2024	FILED: Motion for Oral Argument; Certificate of Service for Motion for Oral Argument (Appellee)
10.	15-Jul-2024	FILED: Notice of Appearance of Attorney David L. Abney; Certificate of Service for Notice of Appearance of Attorney David L. Abney (Appellee)
11.	17-Jul-2024	FILED: Notice Concerning Cross-Appeal and inquiry Concerning Briefing Schedule; Certificate of Service for Notice Concerning Cross-Appeal and Inquiry Concerning Briefing Schedule (Appellee)

Court of Appeals, Division One**Civil Appeal****1 CA-CV 24-0478****ASBURY v. SUMMIT, et al.****17 PROCEEDING ENTRIES**

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| 12. | 18-Jul-2024 | ORDERED: Notice Concerning Cross-Appeal and inquiry Concerning Briefing Schedule (Appellee) = GRANTED and amending the caption in this appeal by adding the designations of "cross-appellant" and "cross-appellees." The caption shown on this order shall be used on all future documents filed in this appeal. FURTHER ORDERED: That appellee/cross-appellant's additional \$140.00 filing fee, payable to the clerk of the court, is due by 07/29/2024. FURTHER ORDERED: Case management statement remains due by 07/22/2024, and the cross-appeal case management statement is due by 08/01/2024. The opening brief remains due by 08/30/2024. Melina Brill ProTem Judge - Author |
| 13. | 19-Jul-2024 | RECEIPT No.: 2024-00706 ; \$140.00, Authorization: #01004812758, Applied to: TRACY ASBURY - Class B Filing Fee (\$140.00) Paid for: David L Abney - By nCourt LLC |
| 14. | 22-Jul-2024 | FILED: Case Management Statement of Plaintiff/Appellee/Cross-Appellant (Appellee/Cross-Appellant) |
| 15. | 22-Jul-2024 | FILED: Case Management Statement (Appellant/Cross-Appellee) |
| 16. | 22-Jul-2024 | FILED: Amended Case Management Statement (Appellant/Cross-Appellee) |
| 17. | 25-Jul-2024 | RECEIPT No.: 2024-00735 ; \$140.00, Authorization: # 07011560379, Applied to: TRACY ASBURY - Class A Upgrade Fee (A-B) (\$140.00) Paid for: David L Abney - By nCourt, LLC |