

Court of Appeals, Division One**Special Action****1 CA-SA 23-0247****ARIZONA SOLAR v. HON MOSKOWITZ/SMART HOME et al.****Appellate Case Information**

Case Filed: 21-Dec-2023

Case Closed:

Dept/Composition**Department E**Hon. James B Morse
Hon. Cynthia J Bailey
Hon. Brian Y Furuya**Side 1. ARIZONA SOLAR SOLUTIONS d/b/a SUNTRIA, Petitioner****(Litigant Group) ARIZONA SOLAR SOLUTIONS d/b/a SUNTRIA**

- Arizona Solar Solutions LLC
- Suntria

Attorneys for: Petitioner

Jodi Renee Bohr, Esq. (AZ Bar No. 23265)

Amy D Sells, Esq. (AZ Bar No. 24157)

Side 2. THE HONORABLE FRANK W. MOSKOWITZ, Judge of the SUPERIOR COURT OF THE STATE OF ARIZONA, in and for the County of MARICOPA,**Respondent Judge,****SMART HOME PROS, INC., et al.****Real Parties in Interest., Respondent****(Litigant Group) HONORABLE FRANK W. MOSKOWITZ**

- Hon. Frank W Moskowitz, Respondent Judge

(Litigant Group) SMART HOME PROS, INC.

- Smart Home Pros INC, Real Party in Interest

Attorneys for: Real Party in Interest

Chris Wade, Esq. (UT Bar No. 15278)

Cecilia N Nieto, Esq. (AZ Bar No. 37118)

C Christine Burns, Esq. (AZ Bar No. 17108)

CASE STATUS**Feb 26, 2024....Decision Rendered**

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2023-008765			Frank W Moskowitz, Authoring Judge of Order		

OPEN DUE DATE**Petition for Review to ASC due****Due By:** Wednesday, March 27, 2024

Re: * ORDERED: Petition for Special Action (Petitioner) = JURISDICTION ACCEPTED. FURTHER ORDERED: Granting relief by vacating sections 6 and 7(e) of the 12/7/23 'Order Appointing a Special Master' and remanding for the superior court to deny Vivint's motion t

CASE DECISION**26-Feb-2024 ORDER**

* ORDERED: Petition for Special Action (Petitioner) = JURISDICTION ACCEPTED. FURTHER ORDERED: Granting relief by vacating sections 6 and 7(e) of the 12/7/23 'Order Appointing a Special Master' and remanding for the superior court to deny Vivint's motion t

Filed: 26-Feb-2024

Mandate:

Decision Disposition

Jurisdiction Accepted
Relief Granted

Cynthia Bailey.....Author

14 PROCEEDING ENTRIES

- 21-Dec-2023 FILED: Motion to Seal Petition for Special Action and Appendix; Certificate of Service (Petitioner)
- 22-Dec-2023 FILED: Petition for Special Action (Filed Under Seal) (1 of 3, Includes Certificate of Service and Certificate of Compliance) (Petitioner)

Court of Appeals, Division One**Special Action****1 CA-SA 23-0247****ARIZONA SOLAR v. HON MOSKOWITZ/SMART HOME et al.****14 PROCEEDING ENTRIES**

3.	22-Dec-2023	FILED: Petition for Special Action (Filed Under Seal) (2 of 3) (Petitioner)
4.	22-Dec-2023	FILED: Petition for Special Action (Filed Under Seal) (3 of 3) (Petitioner)
5.	22-Dec-2023	FILED: Special Action Clerk Notice (Assigned to Dept E, Judges Morse, Bailey, Furuya)
6.	22-Dec-2023	FILED: Special Action Stay Hearing Scheduling Requirements
7.	27-Dec-2023	RECEIPT No.: 2023-01211 ; \$280.00, Authorization: # 61016573220, Applied to: ARIZONA SOLAR SOLUTIONS d/b/a SUNTRIA - Class A Filing Fee (\$280.00) Paid for: Tiffany & Bosco PA - By nCourt LLC
8.	4-Jan-2024	FILED: Response to Petition For Special Action (Filed Under Seal) (Real Party in Interest)
9.	4-Jan-2024	FILED: Motion to Seal Response to Petition for Special Action; Certificate of Service for Motion to Seal Response to Petition for Special Action (Real Party in Interest)
10.	9-Jan-2024	RECEIPT No.: 2024-00020 ; \$140.00, Authorization: #09013055190, Applied to: SMART HOME PROS, INC. - Class B Filing Fee (\$140.00) Paid for: BurnsBarton LLP - By nCourt LLC
11.	10-Jan-2024	FILED: Motion to Seal Reply in Support of Petition for Special Action; Certificate of Service to Motion to Seal Reply in Support of Petition for Special Action (Petitioner)
12.	11-Jan-2024	FILED: Reply to Petition For Special Action (Filed Under Seal) (Petitioner)
13.	12-Jan-2024	ORDERED: Motion to Seal Petition for Special Action and Appendix (Petitioner) = GRANTED. FURTHER ORDERED: Motion to Seal Response to Petition for Special Action (Real Party in Interest) = GRANTED. FURTHER ORDERED: Motion to Seal Reply in Support of Petition for Special Action (Petitioner) = GRANTED. FURTHER ORDERED : Directing the Clerk of this court to seal the above-described material subject to access by court personnel as needed for processing this case. Hon James B Morse Jr. - Author
14.	26-Feb-2024	ORDERED: Petition for Special Action (Petitioner) = JURISDICTION ACCEPTED. FURTHER ORDERED: Granting relief by vacating sections 6 and 7(e) of the 12/7/23 'Order Appointing a Special Master' and remanding for the superior court to deny Vivint's motion to compel Suntria to produce documents protected by the attorney-client privilege. FURTHER ORDERED Denying Vivint's request for attorneys' fees. Hon Cynthia J Bailey - Author