

Court of Appeals, Division One
Unemployment Board

1 CA-UB 23-0132

CASEY v. ADES

Appellate Case Information

Case Filed: **24-Mar-2023**

Case Closed: **28-Mar-2024**

Dismissal

Dept/Composition

Consolidated with:

1 CA-UB 23-0133

Side 1. JAMES CASEY, Appellant

(Litigant Group) CASEY

- James Casey

Attorney for: Appellant

Jessica M Cotter, Esq. (AZ Bar No. 21726)

Side 2. ARIZONA DEPARTMENT OF ECONOMIC SECURITY, an Agency, Appellee

(Litigant Group) ADES

- Arizona Department of Economic Security

Attorney for: Appellee

Jennifer R Blum, Esq. (AZ Bar No. 29716)

CASE STATUS

Mar 28, 2024....**Case Closed**

PREDECESSOR CASE(S)

UAB U-1849533-001-B

Cause/Charge/Class

Judgment/Sentence

Judge, Role <Comments>

Trial

Dispo

CASE DECISION

28-Mar-2024 ORDER

ORDERED: Stipulation to Dismiss Appeal (Appellee) = GRANTED, lifting the stay, and dismissing this appeal.

Filed: **28-Mar-2024**

Mandate:

Decision Disposition

Dismissed

Barbara Vidal Vaught.....Author

DECISION APPLIES TO THE FOLLOWING OTHER CASE(S)

1 CA-UB 23-0133

CASEY v. ADES

16 PROCEEDING ENTRIES

- 24-Mar-2023 FILED: Record on Appeal/Application for Appeal to the Court of Appeals
- 30-Mar-2023 FILED: Appellate Clerk Notice Re: Benefits Application for Appeal - assigned to Dept. F, Judges Cruz, Morse Jr., Kiley
- 28-Apr-2023 FILED: Supplement To Existing Application And Record To The Court Of Appeals
- 24-Jul-2023 ORDERED: Staying these applications [sic] through 11/2/23. FURTHER ORDERED: Within 10 days after Department issues a ruling resolving ambiguity, the Department shall file a notice with this Court with the clarification attached. Once clarification is received, application will be automatically reinstated. Hon James B Morse Jr. - Author
- 19-Oct-2023 FILED: Department of Economic Security's Notice of Record Supplement; ADES's Certificate of Service; DES Appeals Board Decision (Appellee)
- 30-Nov-2023 ORDERED: Consolidating 1 CA-UB 23-0132 and 1 CA-UB 23-0133. 1 CA-UB 23-0132 is designated the primary number and the above caption shall be used on all future documents filed in this appeal. Hon James B Morse Jr. - Author
- 30-Nov-2023 AMENDED ORDER: Consolidating cases 1 CA-UB 23-0132 and 1 CA-UB 23-0133. 1 CA-UB 23-0132 is designated the primary number and the above caption shall be used on all future documents filed in this appeal. Hon James B Morse Jr. - Author
- 30-Nov-2023 ORDERED: Record on Appeal/Application for Appeal to the Court of Appeals = GRANTED. FURTHER ORDERED: Staying this appeal pending a determination regarding whether this case should be assigned to the Court's Pro Bono Program. FURTHER ORDERED: Vacating the assignment of this appeal to Department F. This matter will be assigned to a panel for review once briefing is complete. Hon James B Morse Jr. - Author
- 1-Dec-2023 ORDERED: Placing this appeal in the Court's pro bono program. FURTHER ORDERED: Any objection to the appointment of pro bono counsel must be filed in writing by 12/14/23. FURTHER ORDERED: Pro bono counsel must file a notice of appearance by 1/16/24. FURTHER ORDERED: Staying this appeal pending further order of the Court. Hon David B Gass - Author

Court of Appeals, Division One
Unemployment Board

1 CA-UB 23-0132

CASEY v. ADES

16 PROCEEDING ENTRIES

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| 10. | 16-Jan-2024 | FILED: Notice of Appearance; Certificate of Service (Appellant) |
| 11. | 17-Jan-2024 | ORDERED: Lifting the stay of this appeal. FURTHER ORDERED: Appointing Jessica M. Cotter as pro bono counsel to represent appellant. FURTHER ORDERED: Directing the clerk of the court to amend the record to reflect the above pro bono counsel of record. FURTHER ORDERED: Setting the following schedule for briefing: Opening Brief due 2/26/24; Answering Brief due within 40 days after service of the Opening Brief; optional Reply Brief due within 20 days after service of the Answering Brief. FURTHER ORDERED: Any request for oral argument must be filed in accordance with ARCAP 18. Melina Brill ProTem Judge - Author |
| 12. | 20-Feb-2024 | FILED: Motion and Joint Stipulation to Suspend Appeal and Revest Jurisdiction in DES; ADES's Certificate of Service for Motion and Stipulation to Suspend Appeal and Revest Jurisdiction in DES (Appellee) |
| 13. | 20-Feb-2024 | ORDERED: Motion and Joint Stipulation to Suspend Appeal and Revest Jurisdiction in DES (Appellee) = GRANTED and staying this appeal until 4/5/24. FURTHER ORDERED: Returning jurisdiction to the Arizona Department of Economic Security to allow it to conduct further proceedings and enter further orders in this matter. FURTHER ORDERED: Directing parties to file a status report by 4/5/24. FURTHER ORDERED: Vacating the briefing schedule in this appeal. Melina Brill ProTem Judge - Author |
| 14. | 28-Mar-2024 | FILED: Stipulation to Dismiss Appeal; ADES's Certificate of Service for Stipulation to Dismiss Appeal (Appellee) |
| 15. | 28-Mar-2024 | ORDERED: Stipulation to Dismiss Appeal (Appellee) = GRANTED, lifting the stay, and dismissing this appeal. Barbara Vidal Vaught ProTem Judge - Author |
| 16. | 28-Mar-2024 | FILED: Letter, 3/28/24, Certified Copy of Order dismissing application for appeal. No physical record to be returned to clerk, ADES Appeals Board. |