

Arizona Supreme Court
Civil Petition for Review - Appeal

CV-16-0181-PR

JEANETTE M SANDERS v FRANCIS ALGER

Appellate Case Information

Case Filed: 3-Aug-2016
Case Closed:

Dept/Composition

En Banc
Hon. Scott Bales
Hon. John Pelander
Hon. Robert M. Brutinel
Hon. Ann A. Scott Timmer
Hon. Clint Bolick
Hon. Andrew W. Gould
Hon. Samuel E. Vederman

Side 1. JEANETTE M. SANDERS, Plaintiff/Appellant

(Litigant Group) JEANETTE M. SANDERS

- Jeanette M Sanders

Attorneys for: Plaintiff/Appellant

J Patrick Butler, Esq. (AZ Bar No. 4792)

Side 2. FRANCIS ALGER, Defendant/Appellee

(Litigant Group) FRANCIS ALGER

- Francis Alger

Attorneys for: Defendant/Appellee

Mark Brnovich, Esq. (AZ Bar No. 14134)
Daniel P Schaack, Esq. (AZ Bar No. 10715)
Robert R McCright, Esq. (AZ Bar No. 25327)

CASE STATUS

Jan 10, 2017....At Issue

Jan 10, 2017....Oral Argument Granted

Aug 3, 2016.....Pending

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
2 CA	2 CA-CV 15-0158				
↳ PIM	C20131310		D Douglas Metcalf, Trial Comments: (none)		

19 PROCEEDING ENTRIES

- 3-Aug-2016 FILED: Unopposed Motion for Extension of Time to File Petition for Review; Certificate of Service (Appellee Alger)
- 4-Aug-2016 An "Unopposed Motion for Extension of Time to File Petition for Review" (Appellee Alger) having been filed on August 3, 2016, IT IS ORDERED granting an extension of time to file the Petition for Review on or before September 12, 2016. No further extensions of time shall be granted absent extraordinary circumstances. This matter is subject to dismissal if the Petition for Review is not filed by September 12, 2016. (Janet Johnson, Clerk)
- 6-Sep-2016 FILED: Notice of Substitution & Association of Assistant Attorney General (Schaack substituted for Meynard); Certificate of Service (Appellee Alger)
- 12-Sep-2016 FILED: Petition for Review; Certificate of Service; Certificate of Compliance; Opinion (Appellee Alger)
- 3-Oct-2016 FILED: Record from CofA: Link to Electronic Record
- 11-Oct-2016 FILED: Response to Petition for Review; Certificate of Service; Certificate of Compliance; Appendix A (Appellant Sanders)
- 20-Oct-2016 FILED: Motion to Strike; Certificate of Service (Appellee Alger)
- 24-Oct-2016 RECEIPT No.: ASC2016-00970 ; \$140.00, Check Number: 86890, Applied to: JEANETTE M. SANDERS - Overpayment Class B (\$140.00) Paid for: JEANETTE M. SANDERS - By Tretschok McNamara & Miller PC
- 25-Oct-2016 VOID RECEIPT No.: ASC2016-00970 - \$-140.00, Check Number: 86890, - Applied to: JEANETTE M. SANDERS - Overpayment Class B (\$-140.00) Paid for: JEANETTE M. SANDERS - By: Tretschok McNamara & Miller PC VOID Reason: 10/25/16 - This should not be an overpayment class B payment but a regular Class B payment. A new receipt will be issued. kg
- 25-Oct-2016 RECEIPT No.: ASC2016-00989 ; \$140.00, Check Number: 86890, Applied to: JEANETTE M. SANDERS - Class B Filing Fee (\$140.00) Paid for: JEANETTE M. SANDERS - By Tretschok McNamara & Miller PC (Memo: Replaces Receipt No. ASC2016-00970)

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11. 10-Jan-2017 ORDERED: Motion to Strike = CONTINUED.

FURTHER ORDERED: Petition for Review = GRANTED on the following issues: (1) Does the firefighter's rule bar Sanders' negligence claim?
(2) Did the court of appeals err in ruling that Alger owed Sanders a duty of care?

FURTHER ORDERED: The case shall be set for oral argument.

FURTHER ORDERED: The parties may file simultaneous supplemental briefs, not to exceed 20 pages in length, no later than 20 days from the date of this Court's Minute Letter.
12. 23-Jan-2017 NOTICE OF ORAL ARGUMENT: Set for Tuesday, March 7, 2017, at 11:00 A.M. [twenty minutes (20) per side]
13. 23-Jan-2017 FILED: Motion to Withdraw Motion to Strike; Certificate of Service (Appellee Alger)
14. 23-Jan-2017 FILED: Notice of Filing Acknowledgment of Oral Argument (J. Patrick Butler will argue) (Appellant Sanders)
15. 23-Jan-2017 FILED: Notice of Filing Acknowledgment of Oral Argument (Daniel P. Schaack will argue) (Appellee Alger)
16. 24-Jan-2017 Justice John R. Lopez has recused himself and will not participate in argument or decision of the above captioned matter. Therefore, pursuant to Article 6, Section 3 of the Arizona Constitution,

IT IS ORDERED that the Honorable Samuel E. Vederman, Presiding Judge of the La Paz County Superior Court, is designated to sit on the case and participate until the matter is finally determined. (Hon. Scott Bales)
17. 25-Jan-2017 FILED: (DUPLICATE) Notice of Filing Acknowledgment of Oral Argument (Daniel P. Schaack will argue) (Appellee Alger)
18. 30-Jan-2017 FILED: Appellant's Supplemental Brief in Support of Court of Appeals Decision; Certificate of Service; Certificate of Compliance (Appellant Sanders)
19. 30-Jan-2017 FILED: Appellee's Supplemental Brief; Certificate of Service; Certificate of Compliance (Appellee Alger)