

**Arizona Supreme Court
State Bar Disciplinary - Appeal**

SB-16-0047-AP

In the Matter of EDWARD D FITZHUGH

Appellate Case Information

Case Filed: 19-Sep-2016
Case Closed:

Dept/Composition

Side 1. In the Matter of EDWARD D FITZHUGH

(Litigant Group) In the Matter of EDWARD D. FITZHUGH

- Edward D Fitzhugh, Respondent
AZ Bar No. 7138
[Suspended]
Admitted 12/22/81

Attorneys for: Respondent

Russell R Yurk, Esq. (AZ Bar No. 19377)
Nathan C Stuart, Esq. (AZ Bar No. 32663)

(Litigant Group) STATE BAR OF ARIZONA

- State Bar of Arizona

Attorneys for: State Bar of Arizona

Shauna R Miller, Esq. (AZ Bar No. 15197)

CASE STATUS

Sep 19, 2016....Pending

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
PDJ PDJ20169042					

15 PROCEEDING ENTRIES

- 19-Sep-2016 FILED: Motion for Extension of Time (Motion for Accelerated Hearing) (Respondent Fitzhugh, Pro Se)
- 21-Sep-2016 FILED: Record on Appeal - PDJ: (Notice of Appeal); 2 CD's Exhibit 5
- 23-Sep-2016 A "Motion for Extension of Time (Motion for Accelerated Hearing) (Respondent Fitzhugh, Pro Se) having been filed on September 19, 2016. Upon consideration,

IT IS ORDERED granting the Motion for Extension of Time.

IT IS FURTHER ORDERED Respondent shall have until November 2, 2016 to file a Notice of Transcript pursuant to Rule 59(e). Further deadlines will be set by the court in due course.

The Motion for Accelerated Hearing is therefore moot. (Janet Johnson, Clerk)
- 23-Sep-2016 FILED: Notice of Substitution of Counsel (Attorney Russell Yurk to Replace Attorneys Ralph Adams and Karen Clark); Certificate of Service Regarding Notice of Substitution of Counsel (Respondent Fitzhugh)
- 28-Sep-2016 FILED: Declaration (Respondent Fitzhugh, Pro Se)
- 28-Sep-2016 FILED: Supplemented Superior Court e-Record with Revised Index of Record

Respondents's Motion for Limited STAY Pending Appeal (Expedited Consideration Requested) (Rec'd from PDJ office on 9/29/16)
- 3-Oct-2016 Upon consideration of Respondent's "Motion for Limited Stay Pending Appeal (Expedited Consideration Requested)," and the State Bar's response,

IT IS ORDERED granting the request for expedited consideration.

IT IS FURTHER ORDERED denying the "Motion for Limited Stay Pending Appeal." (Hon. John Pelander)
- 1-Nov-2016 FILED: Notice of Designation of Transcript; Certificate of Service (Respondent Fitzhugh)
- 1-Nov-2016 The Clerk having received the notice of designation of transcripts from Respondent Edward D. Fitzhugh on November 1, 2016,

IT IS ORDERED that pursuant to Rule 59(e), Rules of the Supreme Court, Respondent shall arrange for transcription at his own expense. Respondent shall file the certified transcripts and serve a copy on the State Bar of Arizona on or before December 1, 2016. The certified transcripts shall be e-Filed. (Janet Johnson, Clerk)

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15 PROCEEDING ENTRIES

10. 30-Nov-2016 FILED: Reporter's Transcript of Record Proceedings; Certificate of Service (Respondent Fitzhugh)
11. 2-Dec-2016 NOTICE OF DOCKETING AND BRIEFING SCHEDULE
- Pursuant to Rule 59(f), Ariz.R.Sup.Ct.
- NOTICE IS HEREBY GIVEN that the Notice of Appeal filed by Respondent Edward D Fitzhugh has been docketed along with the Record and Transcripts.
- The following is the briefing schedule for the filing of the briefs. The briefs shall be eFiled in the Arizona Supreme Court Clerk's Office:
- Respondent's Opening Brief shall be filed no later than January 3, 2017;
- State Bar of Arizona's Answering Brief shall be filed no later than thirty (30) days after service of the opening brief; and
- Respondent's Reply Brief may be filed no later than fifteen (15) days after the service of the answering brief.
- The parties are encouraged to review Rule 59(h), Ariz.R.Sup.Ct., as to the form, length, and content of the briefs. (Janet Johnson, Clerk)
12. 7-Dec-2016 FILED: Unopposed Motion for Extension of Time to File Opening Brief; Certificate of Service; (Proposed Order) Order for Extension of Time to File Opening Brief (Respondent Fitzhugh)
13. 7-Dec-2016 An "Unopposed Motion for Extension of Time to File Opening Brief" (Respondent Fitzhugh) having been filed on December 7, 2016,
- IT IS ORDERED granting an extension of time to file the Opening Brief on or before February 2, 2017. No further extensions of time shall be granted absent extraordinary circumstances. This matter is subject to dismissal if the Opening Brief is not filed by February 2, 2017. (Janet Johnson, Clerk)
14. 1-Feb-2017 FILED: Unopposed Second Motion for Extension of Time to File Opening Brief; Certificate of Service; Proposed Order (Respondent Fitzhugh)
15. 1-Feb-2017 An "Unopposed Second Motion for Extension of Time to File Opening Brief (Expedited Ruling Requested)" (Respondent Fitzhugh) having been filed on February 1, 2017.
- IT IS ORDERED that a second extension of time to file the opening brief in this appeal is GRANTED.
- IT IS FURTHER ORDERED that Respondent's opening brief shall be filed on or before February 10, 2017. No further extensions of time shall be granted absent extraordinary circumstances. This matter is subject to dismissal if the opening brief is not filed by February 10, 2017.
- IT IS FURTHER ORDERED that the State Bar of Arizona's answering brief shall be filed no later than thirty (30) days after service of the opening brief. Respondent's reply brief may be filed no later than 15 days after the service of the answering brief. (Janet Johnson, Clerk)