

Arizona Supreme Court
Civil Petition for Review - Appeal

CV-16-0156-PR

SIRRAH ENTERPRISES LLC v WAYNE WUNDERLICH et ux

Appellate Case Information

Case Filed: 8-Jul-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. John R. Lopez

Side 1. SIRRAH ENTERPRISES, LLC, an Arizona Corporation, Plaintiff

(Litigant Group) SIRRAH ENTERPRISES, LLC, an Arizona Corporation

- Sirrah Enterprises LLC, Counter-Defendant, Appellant

Attorneys for: Plaintiff/Counterdefendant/

John J Belanger, Esq. (AZ Bar No. 21671)

Side 2. WAYNE and JACQUELINE WUNDERLICH, husband and wife, Defendant

(Litigant Group) WAYNE and JACQUELINE WUNDERLICH, husband and wife

- Wayne Wunderlich, Counter-Claimant, Appellee

Attorneys for: Defendant/Counterclaimants/

Jeffrey R Adams, Esq. (AZ Bar No. 18959)

Side 3. HOME BUILDERS ASSOCIATION OF CENTRAL ARIZONA, Amicus Curiae

(Litigant Group) HOME BUILDERS ASSOCIATION OF CENTRAL ARIZONA

- Home Builders Association of Central Arizona

Attorneys for: Amicus Curiae

Stephen E Richman, Esq. (AZ Bar No. 7489)

Anne L Tiffen, Esq. (AZ Bar No. 6987)

CASE STATUS

Jan 10, 2017....At Issue

Jan 10, 2017....Oral Argument Granted

Jul 8, 2016.....Pending

PREDECESSOR CASE (S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
1 CA 1 CA-CV 15-0058					
YAV P1300CV20070399	Breach of Contract, Breach of Implied Covenant of Good Faith and Fair Dealing [see file0]		David L Mackey, Authoring Judge of Order Comments: (none)		

18 PROCEEDING ENTRIES

- 8-Jul-2016 FILED: Motion for Procedural Order to Extend Time to File Petition for Review; Certificate of Service (Appellant Sirrah Enterprises LLC)
- 11-Jul-2016 A "Motion for Procedural Order to Extend Time to File Petition for Review" (Appellant Sirrah Enterprises, LLC) having been filed on July 8, 2016,

IT IS ORDERED granting an extension of time to file the Petition for Review on or before August 18, 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 August 18, 2016. (Janet Johnson, Clerk)
- 18-Aug-2016 FILED: Petition for Review of a Decision of the Court of Appeals, Division One, by Plaintiff/Counter-Defendant/Appellant Sirrah Enterprises, LLC; Certificate of Service; Certificate of Compliance; Opinion (Appellant Sirrah Enterprises, LLC)
- 19-Aug-2016 FILED: Record from CofA: Electronic Record
- 24-Aug-2016 RECEIPT No.: ASC2016-00776 ; \$280.00, Authorization: 35021212661, Applied to: SIRRAH ENTERPRISES, LLC, an Arizona Corporation - Class A Filing Fee (\$280.00) Paid for: SIRRAH ENTERPRISES, LLC, an Arizona Corporation - By Intresys Inc (Memo: Form Set # 1902924)
- 19-Sep-2016 FILED: Response to Petition for Review of a Decision of the Court of Appeals, Division One, by Plaintiff/Counterdefendant/Appellant Sirrah Enterprises; Certificate of Service; Certificate of Compliance; Appendix 1 and Appendix 2 (to Response to Petition for Review) (Appellees Wunderlich)
- 20-Sep-2016 FILED: Notice of Errata Re: Certificate of Compliance; Certificate of Service (Appellees Wunderlich)

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18 PROCEEDING ENTRIES

8. 23-Sep-2016 RECEIPT No.: ASC2016-00874 ; \$140.00, Authorization: 65013246175, Applied to: WAYNE and JACQUELINE WUNDERLICH, husband and wife - Class B Filing Fee (\$140.00) Paid for: WAYNE and JACQUELINE WUNDERLICH, husband and wife - By Intresys Inc (Memo: FormSet No. 1937809)
9. 7-Oct-2016 FILED: Amicus Curiae Brief of Home Builders Association of Central Arizona in Support of Petition for Review of a Decision of the Court of Appeals, Division One, by Plaintiff/Counterdefendant/Appellant Sirrah Enterprises, LLC; Certificate of Service; Certificate of Compliance (Amicus Curiae Home Builders Association of Central Arizona)
10. 7-Oct-2016 FILED: Motion for Leave to File Amicus Curiae Brief of Home Builders Association of Central Arizona in Support of Petition for Review of a Decision of the Court of Appeals, Division One, by Plaintiff/Counterdefendant/Appellant Sirrah Enterprises, LLC (Amicus Curiae Home Builders Association of Central Arizona)
11. 12-Oct-2016 A "Motion for Leave to File Amicus Curiae Brief of Home Builders Association of Central Arizona in Support of Petition for Review of a Decision of the Court of Appeals, Division One, by Plaintiff/Counterdefendant/Appellant Sirrah Enterprises, LLC" (Amicus Curiae Home Builders Association of Central Arizona) and the Brief of Amicus Curiae were filed on October 7, 2016. After consideration,

IT IS ORDERED granting the motion. The brief shall be filed as of October 7, 2016. (Janet Johnson, Clerk)
12. 10-Jan-2017 ORDERED: Petition for Review of a Decision of the Court of Appeals, Division One, by Plaintiff/Counter-Defendant/Appellant Sirrah Enterprises, LLC = GRANTED.

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.

FURTHER ORDERED: Request for Attorneys' Fees (Appellees Wunderlich) = CONTINUED.
13. 19-Jan-2017 FILED: Remaining Record from CofA: Instrument (1)
14. 23-Jan-2017 NOTICE OF ORAL ARGUMENT: Set for Tuesday, March 21, 2017, at 9:30 A.M. [twenty minutes (20) per side]
15. 23-Jan-2017 FILED: Notice of Filing Acknowledgment of Oral Argument (Jeffrey R. Adams will argue) (Appellees Wunderlich)
16. 23-Jan-2017 FILED: (DUPLICATE) Notice of Filing Acknowledgment of Oral Argument (Jeffrey R. Adams will argue) (Appellees Wunderlich)
17. 24-Jan-2017 FILED: Notice of Filing Acknowledgment of Oral Argument (John J. Belanger will argue) (Appellant Sirrah Enterprises LLC)
18. 25-Jan-2017 FILED: Notice of Filing Acknowledgment of Oral Argument (Stephen E. Richman will argue) (Amicus Curiae Home Builders Association of Central Arizona)