

Court of Appeals, Division One

Civil Appeal

1 CA-CV 17-0493

KOPACZ, et al. v. BANNER HEALTH, et al.

Appellate Case Information

Case Filed: 22-Aug-2017
Case Closed:

Dept/Composition

Department C

Hon. Diane M Johnsen
Hon. Paul J McMurdie
Hon. David D Weinzweig

Side 1. LORENZA KOPACZ, et al., Plaintiff/Appellant

(Litigant Group) LORENZA KOPACZ, et al.

- Lorenza Kopacz
- William Joseph Kopacz

Attorneys for: Plaintiffs/Appellants

Donald H Smith, Esq. (AZ Bar No. 10462)

Side 2. BANNER HEALTH, et al., Defendant/Appellee

(Litigant Group) BANNER HEALTH, et al.

- Banner Health
- Banner Boswell Medical Center

Attorneys for: Defendant/Appellee Banner Health

Margaret F Dean, Esq. (AZ Bar No. 7389)

(Litigant Group) RAJ D SAVAJIYANI, MD, et al.

- Raj D Savajiyani
- Sevitri Savajiyani

Attorneys for: Defendants/Appellees Savajiyani

Vincent J Montell, Esq. (AZ Bar No. 14236)

Rita J Bustos, Esq. (AZ Bar No. 25956)

CASE STATUS

Jul 5, 2018.....Decision Rendered

PREDECESSOR CASE (S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2016-050010	Medical Malpractice		Susan M Brnovich, Authoring Judge of Order		

CASE DECISION

05-Jul-2018 **OPINION**

Diane Johnsen.....Author
Paul McMurdie.....Concur
David Weinzweig.....Concur

Filed: 05-Jul-2018 Mandate:

Decision Disposition
Affirmed

27 PROCEEDING ENTRIES

- 22-Aug-2017 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 07/24/17
- 22-Aug-2017 FILED: e-Record on Appeal: Combined Instruments/Minute Entries Exhibits: None
- 28-Aug-2017 FILED: Appellate Clerk Notice re: Appellants' Fee/Case Management Statement/Brief Due
- 11-Sep-2017 FILED: Notice of Payment of Appellants' Filing Fee; Certificate of Service (Appellants)
- 15-Sep-2017 RECEIPT No.: 2017-01098 ; \$280.00, Authorization: #57015922193, Applied to: LORENZA KOPACZ, et al. - Class A Filing Fee (\$280.00) Paid for: Law Office of Donald Smith PLLC - By nCourt LLC
- 18-Sep-2017 FILED: Case Management Statement (Appellants)
- 25-Sep-2017 FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief Due
- 3-Oct-2017 FILED: Notice of Payment of Filing Fee; Certificate of Service (Appellee Banner Health)
- 5-Oct-2017 FILED: Appellees Dr. Savajiyani's Notice of Payment of Filing Fee; Appellees Dr. Savajiyani's Certificate of Service of Notice of Payment of Filing Fee (Appellee)
- 10-Oct-2017 RECEIPT No.: 2017-01173 ; \$140.00, Authorization: #83015485323, Applied to: BANNER HEALTH, et al. - Class B Filing Fee (\$140.00) Paid for: Campbell Yost Clare & Norell PC - By nCourt LLC

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27 PROCEEDING ENTRIES

11. 11-Oct-2017 RECEIPT No.: 2017-01183 ; \$140.00, Authorization: #83034135507, Applied to: RAJ D SAVAJIYANI, MD, et al. - Class B Filing Fee (\$140.00) Paid for: Quintairos Prieto Wood & Boyer PA - By nCourt LLC
12. 25-Oct-2017 FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellants)
13. 4-Dec-2017 FILED: Joint Answering Brief of Appellees; Defendants/Appellees Certificate of Service for Joint Answering Brief (Appellees Savajiyani/Banner)
14. 26-Dec-2017 FILED: Appellants' Reply Brief; Certificate of Compliance; Certificate of Service (Appellants)
15. 5-Jan-2018 FILED: Appellants Request for Oral Argument; Certificate of Service (Appellant)
16. 2-Feb-2018 ORDERED: Appellants Request for Oral Argument (Appellant) = GRANTED. Hon Samuel A Thumma - Author
17. 15-Feb-2018 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
18. 22-Feb-2018 FILED: Supplemented Superior Court e-Record with Revised Index of Record
19. 30-Mar-2018 CLNDR: MONTHLY COURT CASE CALENDAR, Department C, 5-9-18, 09:30 am, COURTROOM 1.
20. 11-Apr-2018 FILED: Notice of Oral Argument
21. 11-Apr-2018 FILED: Return Receipt for Notice of Oral Argument, Signed by Rita Bustos, on 04/11/2018 (Appellee Savajiyani)
22. 11-Apr-2018 FILED: Return Receipt for Notice of Oral Argument, Signed by Margaret Dean, on 04/11/2018 (Appellee Banner Health)
23. 25-Apr-2018 FILED: Notice of Oral Argument with Return Receipt for Notice of Oral Argument, Signed by Donald H. Smith on 04/11/2018 (Appellant)
24. 25-Apr-2018 FILED: Certificate of Service (Appellant)
25. 9-May-2018 FILED: Sign-in Sheet/Case is Under Advisement (Dept C) as of 05/09/2018
26. 5-Jul-2018 OPINION (Affirmed) Hon Diane M Johnsen - Author; Hon Paul J McMurdie - Concur; Hon David D Weinzweig - Concur
27. 5-Jul-2018 FILED: Opinion Distribution List