

# Court of Appeals, Division One

## Civil Appeal

**1 CA-CV 21-0720**

**SILVERMAN, et al. v. AHCCCS**

### Appellate Case Information

Case Filed: 9-Dec-2021

Case Closed:

### Dept/Composition

#### Department E

Hon. Cynthia J Bailey

Hon. David B Gass

Hon. Kent E Cattani

### Side 1. AMY SILVERMAN, et al., Plaintiff/Appellant

(Litigant Group) AMY SILVERMAN, et al.

- Amy Silverman
- Alex Devoid
- TNI Partners

#### Attorneys for: Plaintiff/Appellant

Gregg Leslie, Esq. (AZ Bar No. 35040)

Jacob Karr, Esq. (AZ Bar No. 37265)

Zachary Cormier, Esq. (AZ Bar No. 34594)

### Side 2. ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM, Defendant/Appellee

(Litigant Group) ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM

- Arizona Health Care Cost Containment System

#### Attorneys for: Defendant/Appellee

Logan T Johnston, III, Esq. (AZ Bar No. 9484)

### CASE STATUS

Sep 8, 2023.....Pending in ASC

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR LC2021-000183-001	Special Action		Sara J Agne, Authoring Judge of Order		

### DESCENDENT CASE(S)

ASC CV-23-0170-PR

### CASE DECISION

22-Jun-2023 OPINION

Kent Cattani.....Author

Cynthia Bailey.....Concur

David Gass.....Concur

Filed: 22-Jun-2023

Mandate:

Decision Disposition

**Reversed**  
**Remanded**

### 28 PROCEEDING ENTRIES

- 9-Dec-2021 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 11/12/21
- 9-Dec-2021 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
- 9-Dec-2021 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
- 13-Dec-2021 FILED: Notice of Payment of Filing Fee; Certificate of Service (Appellant)
- 15-Dec-2021 FILED: Appellants' Unopposed Motion for Extension of Time to File Opening Brief / Motion for Procedural Order; Certificate of Service (Appellant)
- 16-Dec-2021 FILED: Case Management Statement; Copy of MAR County Superior Court ME filed 10/14/2021 re: Motion to Dismiss (Appellant)
- 16-Dec-2021 ORDERED: Appellants' Unopposed Motion for Extension of Time to File Opening Brief / Motion for Procedural Order (Appellant) = GRANTED. Due date EXTENDED from 02/07/2022 to 02/28/2022.If the brief is not timely filed, the court will dismiss this appeal. Appellants are reminded that the case management statement is due 12/29/2021. Melina Brill ProTem Judge - Author
- 17-Dec-2021 RECEIPT No.: 2021-01350 ; \$280.00, Authorization: #50021274349, Applied to: AMY SILVERMAN, et al. - Class A Filing Fee (\$280.00) Paid for: First Amendment Clinic Public Interst Law Firm - By nCourt LLC
- 28-Dec-2021 FILED: Appellate Clerk Notice re: Appellant's Brief Due

**Court of Appeals, Division One****Civil Appeal****1 CA-CV 21-0720****SILVERMAN, et al. v. AHCCCS****28 PROCEEDING ENTRIES**

10.	28-Feb-2022	FILED: Plaintiffs' / Appellants' Opening Brief; Certificate of Compliance; Certificate of Service; Appendix to Plaintiffs'/Appellants' Opening Brief (Appellant)
11.	8-Apr-2022	FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
12.	28-Apr-2022	FILED: Plaintiffs'/Appellants' Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
13.	12-May-2022	FILED: Request for Oral Argument; Certificate of Service (Appellant)
14.	24-May-2022	ORDERED: Request for Oral Argument (Appellant) = GRANTED. Hon Kent E Cattani - Author
15.	31-May-2022	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
16.	10-Jun-2022	FILED: Supplemented Superior Court e-Record with Revised Index of Record
17.	24-Jul-2022	CLNDR: MONTHLY COURT CASE CALENDAR, Department E, 9-7-22, 10:15 am, COURTROOM 2.
18.	1-Aug-2022	FILED: Notice of Oral Argument
19.	1-Aug-2022	FILED: Memorandum: Judge Cattani for Judge Thumma (Chief Judge Cattani)
20.	2-Aug-2022	FILED: Return Receipt for Notice of Oral Argument, signed by Logan T Johnston III on 08/01/2022 (Appellee)
21.	2-Aug-2022	FILED: Return Receipt for Notice of Oral Argument, signed by Jacob Karr on 08/01/2022 (Appellant)
22.	8-Sep-2022	FILED: Sign-in Sheet/Case is Under Advisement as of 09/07/2022
23.	27-Jan-2023	FILED: Notice of Supplemental Citation of Legal Authority; Certificate of Service; (Untitled) Second Circuit Opinion (Appellant)
24.	22-Jun-2023	OPINION (Reversed, Remanded) Hon Kent E Cattani - Author; Hon Cynthia J Bailey - Concur; Hon David B Gass - Concur
25.	22-Jun-2023	FILED: Opinion Distribution List
26.	7-Jul-2023	FILED: ASC Order filed 07/07/2023 re: extending time for filing Petition for Review
27.	8-Sep-2023	FILED: Email Notice from ASC re: Petition for Review filed 09/07/2023; request for partial record
28.	8-Sep-2023	FILED: Letter forwarding partial record to Arizona Supreme Court