

Court of Appeals, Division One

Civil Appeal

1 CA-CV 22-0713

OCHOA, et al. v. STATE

Appellate Case Information

Case Filed: 1-Dec-2022

Case Closed: 24-Apr-2024

Decision

Dept/Composition

Department B

Hon. Michael J Brown
Hon. Andrew M Jacobs
Hon. David B Gass

Side 1. CARLOS OCHOA, et al., Plaintiff/Appellant

(Litigant Group) CARLOS OCHOA, et al.

- Carlos Ochoa
- Taydee Ibarra
- Loscar Ochoa

Co-Counsel for: Plaintiffs/Appellants

David L Abney, Esq. (AZ Bar No. 9001)
Daniel R Ortega, Jr, Esq. (AZ Bar No. 5015)
Robert K Lewis, Esq. (AZ Bar No. 16625)
Amy Lewis, Esq. (AZ Bar No. 27201)

Side 2. STATE OF ARIZONA, Defendant/Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Defendant/Appellee

Christopher B Davis, Esq. (AZ Bar No. 27887)
Rebecca Banes, Esq. (AZ Bar No. 34212)

CASE STATUS

Apr 24, 2024.....Case Closed

PREDECESSOR CASE (S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2017-011933	Wrongful Death		Katherine Cooper, Authoring Judge of Order		

DESCENDENT CASE (S)

ASC CV-23-0285-PR

CASE DECISION

31-Oct-2023 MEMORANDUM DECISION

Michael Brown.....Author

Andrew Jacobs.....Concur

David Gass.....Concur

Filed: 31-Oct-2023

Mandate: 24-Apr-2024

Decision Disposition

Affirmed

34 PROCEEDING ENTRIES

- 1-Dec-2022 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 11/01/22
- 1-Dec-2022 FILED: e-Record on Appeal:
Instruments/Minute Entries
Exhibits: None sent with e-Record
- 1-Dec-2022 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
- 1-Dec-2022 FILED: Additional Record on Appeal:
Physical Exhibits: Hearing Date 04/04/2022 - List # 1 2 3 10 11 12 14 22 31 33 34 38 39 42 65 68 72 73 74 in a box
- 15-Dec-2022 FILED: Case Management Statement (Appellant)
- 15-Dec-2022 FILED: Reporter's Transcript - 04/04/2022 - Jury Trial (Kimberly McCright) (Appellant)
- 15-Dec-2022 FILED: Reporter's Transcript - 04/05/2022 - Jury Trial (Kimberly C. McCright) (Appellant)
- 15-Dec-2022 FILED: Reporter's Transcript - 04/06/2022 - Jury Trial - Day 3 (Kimberly McCright) (Appellant)
- 15-Dec-2022 FILED: Reporter's Transcript - 04/07/2022 - Jury Trial (Kimberly C. McCright) (Appellant)

Court of Appeals, Division One**Civil Appeal****1 CA-CV 22-0713****OCHOA, et al. v. STATE****34 PROCEEDING ENTRIES**

10.	21-Dec-2022	RECEIPT No.: 2022-01273 ; \$280.00, Authorization: #55004983290, Applied to: CARLOS OCHOA, et al. - Class A Filing Fee (\$280.00) Paid for: Ahwatukee Legal Office PC - By nCourt LLC
11.	30-Jan-2023	FILED: Opening Brief; Certificate of Compliance for Opening Brief; Certificate of Service for Opening Brief (Appellant)
12.	3-Feb-2023	FILED: Motion for Procedural Order to Extend Deadline to File Answering Brief; Certificate of Service (Appellee)
13.	3-Feb-2023	ORDERED: Motion for Procedural Order to Extend Deadline to File Answering Brief (Appellee) = GRANTED. Due date EXTENDED from Monday, 03-13-2023 to Wednesday, 04-12-2023. If the brief is not timely filed, the court will submit this appeal for decision on the record and the opening brief. Melina Brill ProTem Judge - Author
14.	10-Mar-2023	FILED: Notice of Association of Assistant Attorney General; Certificate of Service (Appellee)
15.	12-Apr-2023	FILED: Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
16.	2-May-2023	FILED: Reply Brief; Certificate of Compliance for Reply Brief; Certificate of Service for Reply Brief (Appellant)
17.	9-May-2023	FILED: Motion for Oral Argumentf [sic]; Certificate of Service for Motion for Oral Argumentf [sic] (Appellant)
18.	31-May-2023	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
19.	5-Jun-2023	ORDERED: Motion for Oral Argument = GRANTED. Hon Kent E Cattani - Author
20.	9-Jun-2023	FILED: Supplemented Superior Court e-Record with Revised Index of Record
21.	26-Jul-2023	CLNDR: MONTHLY COURT CASE CALENDAR, Department B, 10-3-23, 10:15 am, COURTROOM 1.
22.	28-Jul-2023	FILED: Notice of Oral Argument
23.	2-Aug-2023	FILED: Return Receipt for Notice of Oral Argument, signed by David Abney on 07/28/2023 (Appellant)
24.	8-Aug-2023	FILED: Return Receipt for Notice of Oral Argument, signed by Christopher Davis on 07/28/2023 (Appellee)
25.	15-Aug-2023	FILED: Supplemental Citation of Legal Authority; Certificate of Service (Appellee)
26.	7-Sep-2023	FILED: Notice of Withdrawal of Counsel; Certificate of Service (Appellee)
27.	3-Oct-2023	FILED: Sign-in Sheet/Case is Under Advisement as of 10/03/2023
28.	31-Oct-2023	MEMORANDUM DECISION (Affirmed) Hon Michael J Brown - Author; Hon Andrew M Jacobs - Concur; Hon David B Gass - Concur
29.	31-Oct-2023	FILED: Memorandum Decision Distribution List
30.	1-Dec-2023	FILED: Email Notice from ASC re: Petition for Review filed 11/30/2023; request for partial record
31.	1-Dec-2023	FILED: Letter forwarding partial record to Arizona Supreme Court
32.	13-Dec-2023	FILED: ASC Order filed 12/13/2023 re: granting a first extension of time to file the response to petition for review on or before 02/01/2024.
33.	2-Apr-2024	FILED: Letter from ASC, 04/02/2024, re: Petition for Review DENIED on 04/02/2024. FURTHER ORDERED: Request for Attorneys' Fees (Appellant Ochoa, et al.) = DENIED.
34.	24-Apr-2024	FILED: Mandate, Physical record to clerk, Maricopa County Superior Court.