

Court of Appeals, Division One

Civil Appeal

1 CA-CV 23-0220

GOFF v. STATE, et al.

Appellate Case Information

Case Filed: 20-Apr-2023

Case Closed:

Dept/Composition

Department F

Hon. Daniel J Kiley
Hon. Kent E Cattani
Hon. D Steven Williams

Side 1. SHAWN CHARLES GOFF, Plaintiff/Appellant

(Litigant Group) SHAWN CHARLES GOFF

- Shawn Charles Goff

PRO SE

Side 2. STATE OF ARIZONA, et al., Defendant/Appellee

(Litigant Group) STATE OF ARIZONA, et al.

- State of Arizona
- Arizona Department of Corrections, Rehabilitation & Reentry
- Jason Bremer
- Donald Linville

(Litigant Group) CENTURION OF ARIZONA, LLC

- Centurion of Arizona LLC

Attorneys for: Defendants/Appellees State et al.

Kathleen L Wieneke, Esq. (AZ Bar No. 11139)
Laura Van Buren, Esq. (AZ Bar No. 31669)
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Attorneys for: Defendant/Appellee Centurion

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CASE STATUS

Apr 23, 2024.....Decision Rendered

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2021-016191	Negligence		Jay R Adleman, Authoring Judge of Order		

2 OPEN DUE DATES

Motion for Reconsideration due

Due By: Wednesday, May 8, 2024

Re: MEMORANDUM DECISION (Affirmed) Hon Daniel J Kiley - Author; Hon Kent E Cattani - Concur; Hon D Steven Williams - Concur

Petition for Review to ASC due

Due By: Thursday, May 23, 2024

Re: MEMORANDUM DECISION (Affirmed) Hon Daniel J Kiley - Author; Hon Kent E Cattani - Concur; Hon D Steven Williams - Concur

2 CASE DECISIONS

03-May-2023 ORDER

Vacated

ORDERED: Dismissing this appeal.

Melina Brill.....Author

Filed: 03-May-2023

Mandate:

Decision Disposition

Dismissed

23-Apr-2024 MEMORANDUM DECISION

Daniel Kiley.....Author

Kent Cattani.....Concur

D Williams.....Concur

Filed: 23-Apr-2024

Mandate:

Decision Disposition

Affirmed

32 PROCEEDING ENTRIES

- 14-Apr-2023 FILED: Courtesy Copy of Plaintiff's Notice of Appeal filed in Superior Court of Maricopa County 3/22/23
- 20-Apr-2023 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 03/22/23

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3. 20-Apr-2023 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
4. 20-Apr-2023 ORDERED: assessing appellant first time payment of \$56.00 (Twenty per cent), balance to be paid in accordance with A.R.S. 12-302(E). There is no appellee's filing fee due in this matter. Appellant's Case Management Statement due 5/10/23 and Opening Brief due 6/19/23. FURTHER ORDERED: copy of this order to Arizona Department of Corrections, and copy of order and case management statement form to appellant personally. Amy M Wood - Author
5. 3-May-2023 ORDERED: Dismissing this appeal. Melina Brill ProTem Judge - Author
[Vacated per order filed 08/22/2023]
6. 30-May-2023 FILED: Appellant's Motion for Reconsideration (Appellant Pro Per)
7. 1-Jun-2023 ORDERED: Requesting that appellees file a response to the motion (motion for reconsideration) by 06/15/2023. FURTHER ORDERED: Appellant may file a reply in accordance with ARCAP 6(a) (2). The court will rule on the motion following expiration of the time for a response and a reply. Melina Brill ProTem Judge - Author
8. 13-Jun-2023 FILED: Defendant/Appellee Centurion of Arizona, LLC's Response in Opposition to Motion for Reconsideration of Order Dismissing Appeal; Order Re: Response; Certificate of Service (Appellee Centurion)
9. 14-Jun-2023 FILED: Appellees' Response to Appellant's Motion for Reconsideration; Order Re: Response; Certificate of Service; Exhibit A (Appellee State)
10. 21-Jun-2023 ORDERED: Staying this appeal. FURTHER ORDERED: Restoring jurisdiction in the Maricopa County Superior Court to determine whether the notice of appeal was timely filed. This order does not constitute an expression of opinion by this court on the timeliness of the notice of appeal. FURTHER ORDERED: Within 15 days from the date of this order, appellant shall file a motion in the superior court with this order attached, requesting a ruling on whether the notice of appeal was timely. FURTHER ORDERED: The superior court may in its discretion hold an evidentiary hearing and may direct the parties to file any pleadings or documents it deems necessary to determine the timeliness of the notice of appeal. FURTHER ORDERED: Within 15 days after the superior court issues a decision, appellant shall file a notice with this court with the decision attached. Upon receipt of the superior court's ruling, this court will rule on the motion for reconsideration. FURTHER ORDERED: Directing appellant to file written notice with this court of the status of the superior court proceedings by 07/31/2023. Hon Kent E Cattani - Author
11. 17-Aug-2023 FILED: Courtesy Copy of Maricopa County Superior Court ME dated 08/17/2023 re: timely filed Notice of Appeal
12. 22-Aug-2023 ORDERED: Appellant's Motion for Reconsideration (Appellant Pro Per) = GRANTED and lifting the stay of this appeal. FURTHER ORDERED: Vacating the 05/03/2023 order dismissing this appeal. FURTHER ORDERED: The case management statement is due on 09/05/2023. FURTHER ORDERED: The opening brief is due on 10/05/2023. Hon David B Gass - Author
13. 25-Aug-2023 FILED: Supplemented Superior Court e-Record with Revised Index of Record
14. 11-Sep-2023 FILED: Plaintiff's Emergency Request to Extend and Notice to the Court (Appellant Pro Per)
15. 12-Sep-2023 ORDERED: Plaintiff's Emergency Request to Extend and Notice to the Court (Appellant Pro Per) = GRANTED and extending the time to file the case management statement from 09/05/2023 to 10/05/2023. If the case management statement is not timely filed, the court will consider imposing sanctions, which may include dismissing this appeal. The opening brief remains due on 10/05/2023. Melina Brill ProTem Judge - Author
16. 20-Sep-2023 FILED: Case Management Statement (Appellant Pro Per)
17. 29-Sep-2023 FILED: Plaintiff's Opening Brief (Appellant Pro Per)
18. 4-Oct-2023 ORDERED: Appellant must file the certificate of compliance by 10/18/2023. If the certificate is not timely filed, the court may impose sanctions, including striking the opening brief and dismissing this appeal. Melina Brill ProTem Judge - Author
19. 20-Oct-2023 FILED: Plaintiff's Certificate of Compliance for Opening Brief filed on September 29, 2023 (Appellant Pro Per)
20. 8-Nov-2023 FILED: Answering Brief of Defendant/Appellee Centurion of Arizona, LLC; and Joinder in Defendants/Appellees State of Arizona and Rochin's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee Centurion)
21. 13-Nov-2023 FILED: Appellees State of Arizona and Rochin's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee State)
22. 13-Nov-2023 FILED: Appendix to Appellees State of Arizona and Rochin's Answering Brief Volume I (Appellee State)
23. 13-Nov-2023 FILED: Appendix to Appellees State of Arizona and Rochin's Answering Brief Volume II (Appellee State)
24. 13-Nov-2023 FILED: Appendix to Appellees State of Arizona and Rochin's Answering Brief Volume III (Appellee State)

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32 PROCEEDING ENTRIES

25.	5-Dec-2023	FILED: Plaintiff's Reply Brief to Defendant/Appellee Centurion of Arizona, LLC, Answering Brief (Appellant Pro Per)
26.	6-Dec-2023	FILED: Plaintiff's Reply Brief to Appellees State of Arizona and Rochin's Answering Brief (Appellant Pro Per)
27.	29-Dec-2023	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
28.	8-Jan-2024	FILED: Supplemented Superior Court e-Record with Revised Index of Record
29.	24-Jan-2024	FILED: Appellees State of Arizona and Rochin's Notice of Supplemental Authority; Certificate of Service (Appellee State)
30.	26-Jan-2024	CLNDR: CONFERENCE, Department F, 3-21-24, COURTROOM 1.
31.	23-Apr-2024	MEMORANDUM DECISION (Affirmed) Hon Daniel J Kiley - Author; Hon Kent E Cattani - Concur; Hon D Steven Williams - Concu
32.	23-Apr-2024	FILED: Decision Distribution Notification