

Court of Appeals, Division One

Civil Appeal

1 CA-CV 23-0611

ANDERSON, et al. v. STATE FARM

Appellate Case Information

Case Filed: 29-Sep-2023

Case Closed:

Dept/Composition

Department A

Hon. Angela K Paton
Hon. Michael S Catlett
Hon. James B Morse

Side 1. FREDERICK ANDERSON, et al., Plaintiff/Appellee

(Litigant Group) FREDERICK ANDERSON, et al.

- Frederick Anderson
- Linda Anderson

Attorneys for: Plaintiffs/Appellees

Douglas F Dieker, Esq. (AZ Bar No. 18317)
David L Abney, Esq. (AZ Bar No. 9001)

Side 2. STATE FARM FIRE AND CASUALTY COMPANY, Defendant/Appellant

(Litigant Group) STATE FARM FIRE AND CASUALTY COMPANY

- State Farm Fire and Casualty Company

Attorneys for: Defendant/Appellant

Robert T Sullivan, Esq. (AZ Bar No. 22719)
Tyler M Abrahams, Esq. (AZ Bar No. 24931)
Kelley M Jancaitis, Esq. (AZ Bar No. 25555)

CASE STATUS

Sep 13, 2024....Pending in ASC

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2023-001815	Breach of Contract		Timothy J Ryan, Authoring Judge of Order		

DESCENDENT CASE(S)

ASC CV-24-0219-PR

CASE DECISION

13-Aug-2024 MEMORANDUM DECISION

James Morse.....Author
Angela Paton.....Concur
Michael Catlett.....Concur

Filed: 13-Aug-2024 Mandate:

Decision Disposition

**Vacated
Remanded**

32 PROCEEDING ENTRIES

- 29-Sep-2023 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 09/11/23
- 29-Sep-2023 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
- 29-Sep-2023 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
- 16-Oct-2023 FILED: Notice of Appearance; Certificate of Service (Appellant)
- 18-Oct-2023 FILED: Case Management Statement; Certificate of Service (Appellant)
- 20-Oct-2023 RECEIPT No.: 2023-00990 ; \$280.00, Authorization: #93005936624, Applied to: STATE FARM FIRE AND CASUALTY COMPANY - Class A Filing Fee (\$280.00) Paid for: Broening Oberg Woods & Wilson PC - By nCourt LLC
- 31-Oct-2023 FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief Due
- 14-Nov-2023 FILED: Unopposed Motion for Procedural Order to Extend Time to File Opening Brief; Certificate of Service (Appellant)

Court of Appeals, Division One**Civil Appeal****1 CA-CV 23-0611****ANDERSON, et al. v. STATE FARM****32 PROCEEDING ENTRIES**

9. 14-Nov-2023 ORDERED: Unopposed Motion for Procedural Order to Extend Time to File Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Tuesday, 11-28-2023 to Friday, 12-15-2023. If the brief is not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author
10. 14-Nov-2023 FILED: Notice of Payment of Filing Fee; Certificate of Service (Appellee)
11. 20-Nov-2023 RECEIPT No.: 2023-01085 ; \$140.00, Authorization: #24013623230, Applied to: FREDERICK ANDERSON, et al. - Class B Filing Fee (\$140.00) Paid for: Dieker Cople PLLC - By nCourt LLC
12. 6-Dec-2023 FILED: Notice of Appearance of Attorney David L. Abney; Certificate of Service for Notice of Appearance of Attorney David L. Abney (Appellee)
13. 15-Dec-2023 FILED: Opening Brief of Defendant/Appellant State Farm Fire and Casualty Company; Certificate of Compliance; Certificate of Service (Appellant)
14. 21-Jan-2024 FILED: Answering Brief; Certificate of Compliance for Answering Brief; Certificate of Service for Answering Brief (Appellee)
15. 8-Feb-2024 FILED: Unopposed Motion for Procedural Order to Extend Time to File Reply Brief; Certificate of Service (Appellant)
16. 8-Feb-2024 ORDERED: Unopposed Motion for Procedural Order to Extend Time to File Reply Brief (Appellant) = GRANTED. Due date EXTENDED from Monday, 02-12-2024 to Monday, 02-26-2024. If the brief is not timely filed, the court will submit this appeal for decision on the record and the filed briefs. Melina Brill ProTem Judge - Author
17. 26-Feb-2024 FILED: Reply Brief of Defendant/Appellant State Farm and Casualty Company; Certificate of Compliance; Certificate of Service (Appellant)
18. 28-Feb-2024 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
19. 29-Feb-2024 FILED: Defendant/Appellant State Farm Fire and Casualty Company's Request for Oral Argument; Certificate of Service (Appellant)
20. 29-Feb-2024 FILED: Response to Defendant/Appellant State Farm and Casualty Company's Request for Oral Argument; Certificate of Service for Response to Defendant/Appellant State Farm and Casualty Company's Request for Oral Argument (Appellee)
21. 8-Mar-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record
22. 13-Mar-2024 ORDERED: Defendant/Appellant State Farm Fire and Casualty Company's Request for Oral Argument (Appellant) = GRANTED. Hon David B Gass - Author
23. 26-Apr-2024 CLNDR: MONTHLY COURT CASE CALENDAR, Department A, 6-11-24, 10:15 am, COURTROOM 1.
24. 26-Apr-2024 FILED: Notice of Oral Argument
25. 27-Apr-2024 FILED: Return Receipt for Notice of Oral Argument, signed by David Abney on 04/26/2024 (Appellee)
26. 29-Apr-2024 FILED: Return Receipt for Notice of Oral Argument, signed by Kelley Jancaitis on 04/29/2024 (Appellant)
27. 29-Apr-2024 FILED: Return Receipt for Notice of Oral Argument, signed by Tyler Abrahams on 04/29/2024 (Appellant)
28. 11-Jun-2024 FILED: Sign-in Sheet/Case is Under Advisement as of 06/11/2024
29. 13-Aug-2024 FILED: Decision Distribution Notification
30. 13-Aug-2024 MEMORANDUM DECISION (Vacated, Remanded) Hon James B Morse Jr. - Author; Hon Angela K Paton - Concur; Hon Michael S Catlett - Concur
31. 13-Sep-2024 FILED: Email Notice from ASC re: Petition for Review filed 09/12/2024; request for partial record
32. 16-Sep-2024 FILED: Letter forwarding partial record to Arizona Supreme Court