

Court of Appeals, Division One

Civil Appeal

1 CA-CV 23-0651

BERECKIS v. PSG ENERGY

Appellate Case Information

Case Filed: 19-Oct-2023

Case Closed: 13-Nov-2023

Reinstated x 1: 1-Dec-2023 Abandoned

Re-Closed:

Dept/Composition

Side 1. JOHN BERECKIS, Plaintiff/Appellant

(Litigant Group) JOHN BERECKIS (Universal Solar America, LLC dismissed per Order filed on 09/13/2024)

- John Bereckis
Universal Solar America LLC

Attorneys for: Plaintiff/Appellant
Ross P Meyer, Esq. (AZ Bar No. 28473)

Side 2. PSG ENERGY GROUP, LLC, Defendant/Appellee

(Litigant Group) PSG ENERGY GROUP, LLC

- PSG Energy Group LLC

Attorneys for: Defendant/Appellee
Louis W Horowitz, Esq. (AZ Bar No. 20842)

CASE STATUS

Dec 1, 2023.....Stayed

Dec 1, 2023.....Reinstated Case

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CV2023-000956, Motion to Confirm Arb Award, John R Hannah, Authoring Judge of Order.

OPEN DUE DATE

Response to Motion due

Due By: Tuesday, September 10, 2024

Re: FILED: Appellants' Status Report and Motion for Appellant Universal Solar America, LLC's Dismissal; Appellants' Status Report - Certificate of Service (Appellant)

CALENDAR

Friday MOTION CALENDAR

13-Sep-2024 Department M;

File date: 8/26/2024.....Appellants' Status Report and MOTION FOR APPELLANT UNIVERSAL SOLAR AMERICA, LLC'S DISMISSAL (Appellant)

PENDING MATTER

General Motion

Filed: 26-Aug-2024

Appellants' Status Report and MOTION FOR APPELLANT UNIVERSAL SOLAR AMERICA, LLC'S DISMISSAL (Appellant)

Scheduled: 13-Sep-2024

12 PROCEEDING ENTRIES

- 1. 19-Oct-2023 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 09/20/23
2. 19-Oct-2023 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
3. 19-Oct-2023 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4. 13-Nov-2023 FILED: Letter, 11/13/2023, to Clerk, Maricopa County Superior Court, Re: Pursuant to A.R.S. 12-322A appeal shall be deemed abandoned. No record to be returned.
5. 14-Nov-2023 FILED: Procedural Motion to Reinstate Case; Procedural Motion to Reinstate Case - Certificate of Service (Appellant)
6. 17-Nov-2023 RECEIPT No.: 2023-01076 ; \$280.00, Authorization: # 21006383510, Applied to: JOHN BERECKIS, et al. - Class A Filing Fee (\$280.00) Paid for: Meyer & Partners, PLLC - By nCourt LLC
7. 1-Dec-2023 ORDERED: Procedural Motion to Reinstate Case (Appellant) = GRANTED. FURTHER ORDERED: Staying this appeal pending further order. FURTHER ORDERED: Within 10 days after bankruptcy court terminates automatic stay or dismisses the bankruptcy case, appellants must file a notice in this court with the ruling attached. FURTHER ORDERED: Directing appellants to file a status report of the bankruptcy proceedings by 5/31/24. Melina Brill ProTem Judge - Author

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12 PROCEEDING ENTRIES

8. 31-May-2024 FILED: Appellants' Status Report (Motion to Continue Stay); Appellants' Status Report - Certificate of Service (Appellant)
9. 4-Jun-2024 ORDERED: Appellants' Status Report (Motion to Continue Stay) (Appellant) = Continuing the stay of this appeal. FURTHER ORDERED: Directing appellants to file a status report of the bankruptcy proceedings by 08/05/2024. Failure to comply with this order may result in sanctions, including dismissal of this appeal. Melina Brill ProTem Judge - Author
10. 5-Aug-2024 FILED: Appellants' Status Report; Appellants' Status Report - Certificate of Service (Appellant)
11. 7-Aug-2024 ORDERED: Appellants' Status Report (Appellant) = GRANTED and continuing stay of this appeal. FURTHER ORDERED: Directing appellants to file notice by 08/21/2024, indicating whether this appeal should proceed. Melina Brill ProTem Judge - Author
12. 26-Aug-2024 FILED: Appellants' Status Report and Motion for Appellant Universal Solar America, LLC's Dismissal; Appellants' Status Report - Certificate of Service (Appellant)