

Court of Appeals, Division One

Civil - Family Court

1 CA-CV 23-0735 FC

HERNANDEZ v. INGRAM

Appellate Case Information

Case Filed: 17-Nov-2023

Case Closed:

Dept/Composition

Department D

Hon. Michael S Catlett
Hon. Jennifer M Perkins
Hon. Randall M Howe

Consolidated with: 1 CA-CV 23-0567 FC

Side 1. In re the Matter of:

MARIO ALBERTO HERNANDEZ, Petitioner/Appellant

(Litigant Group) MARIO ALBERTO HERNANDEZ

• Mario Alberto Hernandez PRO SE

Side 2. MIA INGRAM, Respondent/Appellee

(Litigant Group) MIA INGRAM

• Mia Ingram PRO SE

CASE STATUS

Jul 25, 2024.....Assigned

| PREDECESSOR CASE(S) | Cause/Charge/Class | Judgment/Sentence | Judge, Role <Comments> | Trial | Dispo |
|---------------------|--|-------------------|---|-------|-------|
| MAR FC2023-090293 | Motion to Stop Proceedings Pending Resolution in FC2023-001856 | | William R Wingard, Authoring Judge of Order | | |

36 PROCEEDING ENTRIES

| | | | | | |
|-----|-------------|--|--|--|--|
| 1. | 13-Oct-2023 | FILED: Notice of Appeal (Courtesy Copy) (Appellant Pro Per) | | | |
| 2. | 27-Oct-2023 | FILED: Application for Deferral or Waiver of Court Fees or Costs (Appellant Pro Per) | | | |
| 3. | 16-Nov-2023 | FILED: Additional Record on Appeal: Physical Exhibits: Hearing Date 10/6/23 31 in manila envelope | | | |
| 4. | 17-Nov-2023 | FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 10/20/23 | | | |
| 5. | 17-Nov-2023 | FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: Hearing Dte 10/6/23 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18, 19, 21, 22, 23, 29 | | | |
| 6. | 20-Nov-2023 | ORDERED: Application for Deferral or Waiver of Court Fees or Costs (Appellant) = DEFERRAL GRANTED. No payments will be due until further notice. Amy M Wood - Author | | | |
| 7. | 28-Nov-2023 | FILED: Appellate Clerk Notice re: Continuing Deferral of Fees for Mario Alberto Hernandez, Appellant | | | |
| 8. | 28-Nov-2023 | FILED: Appellate Clerk Notice re: Appellant's Fee Deferred/Appellee's Fee Deferred/Case Management Statement/Brief Due | | | |
| 9. | 4-Dec-2023 | ORDERED: Pursuant to Eaton Fruit Co. v. California Spray-Chemical Corp., staying appeal until 01/04/2023. Signed order re: minute entry of 10/19/2023 filed 10/20/2023 due within 10 days after its entry. If appeal reinstated by filing of signed order, case management statement due 01/16/2024 and opening brief due 02/05/2024. Melina Brill ProTem Judge - Author | | | |
| 10. | 11-Jan-2024 | FILED: Motion to Dismiss and Remand or Continue Stay (Appellant Pro Per) | | | |
| 11. | 11-Jan-2024 | FILED: Notice of Mailing re: Motion to Dismiss and Remand or Continue Stay | | | |
| 12. | 12-Jan-2024 | FILED: Case Management Statement (Appellant Pro Per) | | | |
| 13. | 12-Jan-2024 | ORDERED: Motion to Dismiss and Remand or Continue Stay (Appellant Pro Per) = DENIED. Melina Brill ProTem Judge - Author | | | |
| 14. | 12-Jan-2024 | FILED: Certificate of Mailing re: Case Management Statement | | | |
| 15. | 22-Jan-2024 | FILED: Supplemented Superior Court e-Record with Revised Index of Record | | | |
| 16. | 1-Feb-2024 | FILED: Appellant's Opening Brief (Appellant Pro Per) | | | |

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17. 1-Feb-2024 FILED: (Untitled) Request to Serve Appellant's Opening Brief to Appellee (Appellant Pro Per)
18. 6-Feb-2024 FILED: Certificate of Mailing re: Appellant's Opening Brief
19. 20-Feb-2024 ORDERED: Lifting the stay of appeal 1 CA-CV 23-0567 FC. FURTHER ORDERED: Consolidating cases 1 CA-CV 23-0567 FC and 1 CA-CV 23-0735 FC. 1 CA-CV 23-0567 FC is designated the primary number and all future documents filed in this appeal must use the caption shown on this order. FURTHER ORDERED: Opening brief for 1 CA-CV 23-0567 due 3/22/24. FURTHER ORDERED: Answering briefs to both opening briefs due within 40 days after service of the opening brief in 1 CA-CV 23-0567 FC. Appellee may file a consolidated answering brief to both opening briefs. Melina Brill ProTem Judge - Author
20. 19-Mar-2024 FILED: Appellant's Opening Brief (for 1 CA-CV 23-0567) (Appellant Pro Per)
21. 19-Mar-2024 FILED: Certificate of Mailing re: Appellant's Opening Brief
22. 19-Mar-2024 FILED: (Untitled) Request to Serve Appellant's Opening Brief to Appellee (Appellant Pro Per)
23. 25-Mar-2024 FILED: Appellee's Motion to Dismiss; Appellee's Motion to Dismiss (Duplicate) (Certificate of Service) (Appellee Pro Per)
24. 28-Mar-2024 ORDERED: Vacating the 04/29/2024 due date for the answering briefs. The order ruling on the pending motion to dismiss will set a due date to file the answering brief, if the motion is denied. Melina Brill ProTem Judge - Author
25. 28-Mar-2024 FILED: Notice of Change of Address (Appellant Pro Per)
26. 29-Mar-2024 RECEIPT No.: 2024-00314 ; \$140.00, Authorization: #89011241648, Applied to: MIA INGRAM - Class B Filing Fee (\$140.00) Paid for: MIA INGRAM - By nCourt LLC
27. 8-Apr-2024 FILED: Appellant's Reply Brief (Response to Motion to Dismiss) (Appellant Pro Per)
28. 8-Apr-2024 FILED: Certificate of Mailing re: Appellant's Reply Brief
29. 24-Apr-2024 ORDERED: Appellee's Motion to Dismiss (Appellee) = DENIED without prejudice to appellee raising arguments concerning the merits of the appeal in the answering brief. FURTHER ORDERED: The answering brief is due by 05/28/2024. 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 - Autho
30. 28-May-2024 FILED: (Untitled) Appendix; (Untitled) Appendix (Appellee)
31. 28-May-2024 FILED: Appellee's [sic] Response Brief; Certificate of Compliance; Appellee's [sic] Response Brief; (Untitled) Photographs (Appellee Pro Per)
32. 5-Jun-2024 FILED: Reply Brief (Appellant Pro Per)
33. 8-Jul-2024 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
34. 25-Jul-2024 CLNDR: CONFERENCE, Department D, 9-4-24, COURTROOM 2.
35. 30-Jul-2024 FILED: Amended Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
36. 9-Aug-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record