

Court of Appeals, Division One

Civil Appeal

1 CA-CV 24-0030

CHAYCE v. PATH CONSTRUCTION, et al.

Appellate Case Information

Case Filed: 17-Jan-2024

Case Closed:

Dept/Composition

Department A

Hon. Jennifer B Campbell
Hon. Kent E Cattani
Hon. Paul J McMurdie

Side 1. CHAYCE CONCRETE, LLC, Plaintiff/Appellee

(Litigant Group) CHAYCE CONCRETE, LLC

- Chayce Concrete LLC

Attorneys for: Plaintiff/Appellee

Bobby O Thrasher, Jr, Esq. (AZ Bar No. 18661)
Christopher Robbins, Esq. (AZ Bar No. 11064)

Side 2. PATH CONSTRUCTION SOUTHWEST, LLC, et al., Defendant/Appellant

(Litigant Group) PATH CONSTRUCTION SOUTHWEST, LLC, et al.

- Path Construction Southwest LLC
Liberty Mutual Insurance Company

Attorneys for: Defendants/Appellants

Brendan A Melander, Esq. (AZ Bar No. 34777)

CASE STATUS

Sep 3, 2024.....Under Advisement

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR CV2022-008136 Breach of Contract Bradley H Astrowsky, Authoring Judge of Order

CALENDAR

Calendar table with columns: Tuesday, 3-Sep-2024, MONTHLY COURT CASE CALENDAR, Department A; COURTROOM 1, 9:30 AM, PATH CONSTRUCTION SOUTHWEST, LLC, et al., CHAYCE CONCRETE, LLC, 20 mins., 20 mins., Mixed

23 PROCEEDING ENTRIES

- 1. 17-Jan-2024 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 12/19/23
2. 17-Jan-2024 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
3. 18-Jan-2024 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4. 29-Jan-2024 FILED: Notice of Filing Transcript of Hearing; Notice of Filing Transcript of Hearing (Duplicate); Reporter's Transcript - 09/22/2023 - Oral Argument (Kimberly McCright) (Appellant)
5. 2-Feb-2024 RECEIPT No.: 2024-00097 ; \$280.00, Authorization: # 33005615014, Applied to: PATH CONSTRUCTION SOUTHWEST, LLC, et al. - Class A Filing Fee (\$280.00) Paid for: Husch Blackwell LLP - By nCourt LLC
6. 7-Feb-2024 FILED: Case Management Statement (Appellant)
7. 13-Feb-2024 FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief Due
8. 13-Feb-2024 FILED: Settlement Conference Program Notice
9. 22-Feb-2024 RECEIPT No.: 2024-00182 ; \$140.00, Check Number: # 4250, Applied to: CHAYCE CONCRETE, LLC - Class B Filing Fee (\$140.00) Paid for: - By Thrasher Law PLLC
10. 18-Mar-2024 FILED: Opening Brief of Appellants Path Construction Southwest LLC and Liberty Mutual Insurance Company; Certificate of Compliance; Certification of Service (Appellant)
11. 24-Apr-2024 FILED: Unopposed Motion for Procedural Order Re: Extension of Time to File Answering Brief; Certificate of Service for Unopposed Motion for Procedural Order Re: Extension of Time to File Answering Brief (Appellee)
12. 26-Apr-2024 ORDERED: Unopposed Motion for Procedural Order Re: Extension of Time to File Answering Brief (Appellee) = GRANTED. Due date EXTENDED from Monday, 04-29-2024 to Friday, 05-24-2024. 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 - Author

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**23 PROCEEDING ENTRIES**

13. 24-May-2024 FILED: Appellee's Answering Brief; Certificate of Compliance for Appellee's Answering Brief; Certificate of Compliance for Appellee's Answering Brief (Duplicate) (Appellee)
14. 24-May-2024 FILED: Appellee's Request for Oral Argument; Certificate of Service for Appellee's Request for Oral Argument (Appellee)
15. 13-Jun-2024 FILED: Reply Brief of Appellants Path Construction Southwest LLC and Liberty Mutual Insurance Company; Certificate of Compliance; Certification of Service (Appellant)
16. 1-Jul-2024 ORDERED: Appellee's Request for Oral Argument (Appellee) = GRANTED. Hon David B Gass - Author
17. 10-Jul-2024 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
18. 19-Jul-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record
19. 25-Jul-2024 CLNDR: MONTHLY COURT CASE CALENDAR, Department A, 9-3-24, 09:30 am, COURTROOM 1.
20. 6-Aug-2024 FILED: Notice of Oral Argument
21. 9-Aug-2024 FILED: Return Receipt for Notice of Oral Argument, signed by Bobby Thrasher, Jr. on 08/06/2024 (Appellee)
22. 9-Aug-2024 FILED: Return Receipt for Notice of Oral Argument, signed by Brendan Melander on 08/09/2024 (Appellant)
23. 3-Sep-2024 FILED: Sign-in Sheet/Case is Under Advisement as of 9/3/24