

Court of Appeals, Division One

Civil Appeal

1 CA-CV 24-0150

RICH v. TRACY HEIRIGS, an individual

Appellate Case Information

Case Filed: 5-Mar-2024

Case Closed:

Dept/Composition

Side 1. DANNY RICH, Plaintiff/Appellee/Cross-Appellant

(Litigant Group) DANNY RICH

- Danny Rich

Attorneys for: Plaintiff/Appellee/Cross-Appellant

Cheri L McCracken, Esq. (AZ Bar No. 6111)

Side 2. TRACY HEIRIGS, an individual, Defendant/Appellant/Cross-Appellee

(Litigant Group) TRACY HEIRIGS, an individual [Alpine Pizza Dismissed per 06/26/2024 order]

- Tracy Heirigs

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Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: CON, S0300CV201800576, Attorney's Fees and Costs, Elaine Fridlund-Home, Authoring Judge of Order.

OPEN DUE DATE

Reply/Cross-Answer Brief due

Due By:

Monday, September 30, 2024

Re: FILED: Appellee's Answering Brief And Opening Cross-Appeal Brief; Certificate of Compliance; Certificate of Service (Appellee)

36 PROCEEDING ENTRIES

- 1. 22-Feb-2024 FILED: Clerk's Notice to Counsel and/or Parties Re: Notice of Appeal Filed
2. 22-Feb-2024 FILED: Clerk's Affidavit of Service of Notice of Appeal
3. 5-Mar-2024 FILED: Index of Record, Notice of Appeal from Coconino County Superior Court filed 02/12/24
4. 5-Mar-2024 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
5. 5-Mar-2024 FILED: Appellate Clerk Notice re: Continuing Deferral of Fees for Tracy Heirigs, Appellant
6. 5-Mar-2024 FILED: Appellate Clerk Notice re: Appellant's Fee Deferred/Appellee's Fee Due/Case Management Statement/Brief Due
7. 11-Mar-2024 FILED: Settlement Conference Program Notice
8. 14-Mar-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record
9. 19-Mar-2024 ORDERED: Amending the caption in this appeal by adding the designations of "cross-appellant" and "cross-appellees." The caption shown on this order shall be used on all future documents filed in this appeal. FURTHER ORDERED: Appellee/cross-appellant's \$280.00 filing fee, payable to the clerk of the court, is due by 03/29/2024. FURTHER ORDERED: The cross-appeal case management statement is due by 04/04/2024. The opening brief remains due by 05/06/2024. Melina Brill ProTem Judge - Author
10. 28-Mar-2024 FILED: Notice of Payment of Filing Fees; Certificate of Service (Appellee/Cross-Appellant)
11. 3-Apr-2024 RECEIPT No.: 2024-00333 ; \$280.00, Authorization: # 94012875255, Applied to: DANNY RICH - Class A Filing Fee (\$280.00) Paid for: Cheri L McCracken Attorney at Law - By nCourt LLC
12. 4-Apr-2024 FILED: Case Management Statement; Copy of Coconino County Superior Court Order dated 03/14/2023 re: Judgment; Copy of Coconino County Superior Court Order dated 09/06/2023 re: attorney's fees; Copy of Coconino County Superior Court Order dated 03/14/2023 re: motion for attorneys' fees and costs and jury fees (Appellee/Cross-Appellant)
13. 4-Apr-2024 FILED: Certificate of Service (Appellee/Cross-Appellant)
14. 9-Apr-2024 FILED: Case Management Statement (Appellant/Cross-Appellee)
15. 1-May-2024 FILED: Reporter's Transcript - 10/05/2022 - Jury Trial Day 1 (Cori Brickey) (Appellant/Cross-Appellee Pro Per)
16. 1-May-2024 FILED: Reporter's Transcript - 10/06/2022 - Proceedings (Lerryn Roberds) Reporter's Transcript - 10/06/2022 - Proceedings (Lerryn Roberds) (Duplicate) (Appellant/Cross-Appellee Pro Per)

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17. 1-May-2024 FILED: Reporter's Transcript - 10/07/2022 - Proceedings (Lerryn Horton Roberds) (Appellant/Cross-Appellee Pro Per)
18. 1-May-2024 FILED: Reporter's Transcript - 04/29/2019 - Case Management Conference (Anni Bryan) (Appellant/Cross-Appellee Pro Per)
19. 1-May-2024 FILED: Reporter's Transcript - 03/12/2019 - Case Management Conference (Anni Bryan) (Appellant/Cross-Appellee Pro Per)
20. 1-May-2024 FILED: Reporter's Transcript - 01/08/2019 - Order to Show Cause (Anni Bryan) (Appellant/Cross-Appellee Pro Per)
21. 1-May-2024 FILED: Reporter's Transcript - 01/23/2019 - Order to Show Cause (Anni Bryan) (Appellant/Cross-Appellee Pro Per)
22. 1-May-2024 FILED: Reporter's Transcript - 01/22/2019 - Order to Show Cause (Anni Bryan) (Appellant/Cross-Appellee Pro Per)
23. 6-May-2024 FILED: Opening Brief; Certificate of Compliance; Certificate of Service (Appellant/Cross-Appellee Pro Per)
24. 6-May-2024 FILED: Appendix Table of Contents (Appellant/Cross-Appellee Pro Per)
25. 10-May-2024 FILED: Motion to File an Amended Opening Brief; Certificate of Service (Appellant/Cross-Appellee)
26. 10-May-2024 FILED: Appendix Table of Contents (Appellant/Cross-Appellee)
27. 16-May-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record
28. 28-May-2024 ORDERED: Motion to File an Amended Opening Brief (Appellant/Cross-Appellee) = DENIED without prejudice to consideration of a new motion to amend if the superior court amends the Index of Record. Barbara Vidal Vaught ProTem Judge - Author
29. 17-Jun-2024 FILED: Additional Record filed
Physical Exhibits: Hearing Date 01/22/2019 - 01/23/2019 1, 2, 3, 5, 6, 7 Hearing Date 10/07/2022 1, 4, 5, 8, 11, 12, 14, 15, 17, 18, 19, 20, 21, 22, 25, 34, 35, 36, 40, 51, 52, 53, 54, 55, 56, 57, 58, 60, 62, 66, 68, 69, 70, 71, 72, 73, 74, 75, 78, 80, 83, 84, 87 in small white box
30. 17-Jun-2024 FILED: Reply to Motion for Extension of Time to File Answering and Opening Brief (Motion for Extension to File Answering/Cross-Opening Brief); Certificate of Service (Appellant/Cross-Appellee Pro Per)
31. 19-Jun-2024 ORDERED: Reply to Motion for Extension of Time to File Answering and Opening Brief (Motion for Extension to File Answering/Cross-Opening Brief)(Appellant/Cross-Appellee Pro Per) = TAKING NO ACTION. Melina Brill ProTem Judge - Author
32. 24-Jun-2024 FILED: Motion to Dismiss Cross Appeal; Certificate of Service (Appellant/Cross-Appellant)
33. 24-Jun-2024 FILED: Appendix Table of Contents (Appellant)
34. 25-Jun-2024 FILED: Appellee/Cross-Appellant's Notice of Errata; Motion For Emergency Expedited Extension Of Time To File Answering Brief And Opening Cross-Appeal Brief; Appellant/Cross-Appellee's Motion For Extension Of Time To File Answering And Opening Brief Motion For Procedural Order; Order Granting Motion for Extension of Time to File Answering Brief and Cross-Appeal Brief (Appellee/Cross-Appellant)
35. 26-Jul-2024 ORDERED: Motion to Dismiss Cross Appeal (Appellant/Cross-Appellant) = DENIED. FURTHER ORDERED: Motion For Emergency Expedited Extension Of Time To File Answering Brief And Opening Cross-Appeal Brief (Appellee/Cross-Appellant) = GRANTED. Due date EXTENDED from Monday, 06-17-2024 to Thursday, 08-15-2024. If brief not timely filed, court will submit appeal for decision on record and opening brief. FURTHER ORDERED: Dismissing Alpine Pizza, LLC, from this appeal and amending the caption and docket to reflect this dismissal. Caption shown on this order shall be used on all future documents filed in this appeal. Melina Brill ProTem Judge - Author
36. 14-Aug-2024 FILED: Appellee's Answering Brief And Opening Cross-Appeal Brief; Certificate of Compliance; Certificate of Service (Appellee)