

Court of Appeals, Division One

Civil Appeal

1 CA-CV 24-0152

EQUESTRIAN ESTATES v. LAGAS

Appellate Case Information

Case Filed: 5-Mar-2024

Case Closed:

Dept/Composition

Side 1. EQUESTRIAN ESTATES AT WHITE HILLS HOMEOWNERS ASSOCIATION, INC., an Arizona nonprofit corporation, Plaintiff/Appellee (Litigant Group) EQUESTRIAN ESTATES AT WHITE HILLS HOMEOWNERS ASSOCIATION INC

Equestrian Estates at White Hills Homeowners Association Inc

Attorneys for: Plaintiff/Appellee

Kathryn A Battock, Esq. (AZ Bar No. 23090)

Emily H Mann, Esq. (AZ Bar No. 21083)

Side 2. JULIO D. LAGAS, Defendant/Appellant

(Litigant Group) JULIO D LAGAS

Julio D Lagas

PRO SE

CASE STATUS

Aug 6, 2024.....Pending in ASC

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MOH, S8015CV202300609, Breach of Contract, Eric Gordon, Authoring Judge of Order.

DESCENDENT CASE(S)

ASC CV-24-0175-PR

CALENDAR

Friday MOTION CALENDAR

23-Aug-2024 Department M;

File date: 7/15/2024.....Application for Award of Attorneys' Fees and TAXABLE COSTS (Appellee)

File date: 7/15/2024.....Application for Award of ATTORNEYS' FEES and Taxable Costs (Appellee)

2 PENDING MATTERS

General Motion

Application for Award of Attorneys' Fees and TAXABLE COSTS (Appellee)

Filed: 15-Jul-2024

Scheduled: 23-Aug-2024

General Motion

Application for Award of ATTORNEYS' FEES and Taxable Costs (Appellee)

Filed: 15-Jul-2024

Scheduled: 23-Aug-2024

CASE DECISION

26-Jun-2024 ORDER

ORDERED: Third Motion for Extension of Time Within Which to File Opening Brief (Appellant Pro Per) = DENIED. FURTHER ORDERED: Dismissing this appeal based on the 06/17/2024 order and because appellant filed no opening brief or case management statement.

Filed: 26-Jun-2024

Mandate:

Decision Disposition

Denied

David Gass.....Author

27 PROCEEDING ENTRIES

1. 5-Mar-2024 FILED: Index of Record, Notice of Appeal from Mohave County Superior Court filed 02/20/24

Court of Appeals, Division One**Civil Appeal****1 CA-CV 24-0152****EQUESTRIAN ESTATES v. LAGAS****27 PROCEEDING ENTRIES**

2. 5-Mar-2024 FILED: e-Record on Appeal: Instruments/Minute Entries
Digital Exhibits: Plaintiff Hearing Date 8/15/23 1,2
3. 5-Mar-2024 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4. 22-Mar-2024 RECEIPT No.: 2024-00287 ; \$280.00, Authorization: #19-637113705, Applied to: JULIO D LAGAS - Appellant's Filing Fee (\$280.00) Paid for: JULIO D LAGAS - By
5. 28-Mar-2024 FILED: Motion for Additional Time to File Case Management Statement (Appellant Pro Per)
6. 29-Mar-2024 ORDERED: Motion for Additional Time to File Case Management Statement (Appellant Pro Per) = GRANTED. Due date EXTENDED from Monday, 03-25-2024 to Tuesday, 04-09-2024. If the case management statement is not timely filed, the court will consider imposing sanctions, which may include dismissing this appeal. Melina Brill ProTem Judge - Author
7. 3-Apr-2024 FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief/Case Management Statement Due
8. 3-Apr-2024 FILED: Settlement Conference Program Notice
9. 8-Apr-2024 RECEIPT No.: 2024-00349 ; \$140.00, Check Number: #2493, Applied to: EQUESTRIAN ESTATES AT WHITE HILLS HOMEOWNERS ASSOC - Class B Filing Fee (\$140.00) Paid for: - By Phillips Maceyko and Battock PLLC
10. 11-Apr-2024 FILED: Notice of Dismissal Without Prejudice (Appellant Pro Per)
11. 12-Apr-2024 ORDERED: Notice of Dismissal Without Prejudice (Appellant Pro Per) = DENIED. Melina Brill ProTem Judge - Author
12. 16-Apr-2024 FILED: Appellee Equestrian Estates at White Hills Homeowners Association Inc.'s Motion to Dismiss Brief (Appeal); Appellee Equestrian Estates at White Hills Homeowners Association Inc.'s Motion to Dismiss Brief (Appeal) (Duplicate)(Certificate of Service) (Appellee)
13. 30-Apr-2024 FILED: Response to Appellee's Motion to Dismiss (Appellant Pro Per)
14. 1-May-2024 ORDERED: Appellee Equestrian Estates at White Hills Homeowners Association Inc.'s Motion to Dismiss Brief (Appeal) (Appellee) = DENIED. FURTHER ORDERED: The case management statement must be filed by 05/06/2024. FURTHER ORDERED: The opening brief remains due on 05/06/2024. If the statement and brief are not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author
15. 6-May-2024 FILED: Motion for Extension of Time Within Which to File Opening Brief (Appellant Pro Per)
16. 6-May-2024 ORDERED: Motion for Extension of Time Within Which to File Opening Brief (Appellant Pro Per) = GRANTED. Due date EXTENDED from Monday, 05-06-2024 to Thursday, 06-06-2024. If the brief is not timely filed, the court will dismiss this appeal. FURTHER ORDERED: The case management statement must be filed by 05/21/2024. Melina Brill ProTem Judge - Author
17. 7-Jun-2024 FILED: Appellee Equestrian Estates at White Hills Homeowners Association Inc.'s Renewed Motion to Dismiss Brief; Appellee Equestrian Estates at White Hills Homeowners Association Inc.'s Renewed Motion to Dismiss Brief (Duplicate) (Appellee)
18. 10-Jun-2024 FILED: Second Motion for Extension of Time Within Which to File Opening Brief (Appellant Pro Per)
19. 17-Jun-2024 ORDERED: Denying request to participate in pro bono program. FURTHER ORDERED: Appellee Equestrian Estates at White Hills Homeowners Association Inc.'s Renewed Motion to Dismiss Brief (Appellee) = DENIED. FURTHER ORDERED: Second Motion for Extension of Time Within Which to File Opening Brief (Appellant Pro Per) = GRANTED. Due date for case management statement EXTENDED from Tuesday, 05-21-2024 to Monday, 06-24-2024. Due date for opening brief EXTENDED from Thursday, 06-06-2024 to Monday, 06-24-2024. If statement and brief not filed timely, court will dismiss appeal. Hon David B Gass - Author
20. 24-Jun-2024 FILED: Third Motion for Extension of Time Within Which to File Opening Brief (Appellant Pro Per)
21. 26-Jun-2024 ORDERED: Third Motion for Extension of Time Within Which to File Opening Brief (Appellant Pro Per) = DENIED. FURTHER ORDERED: Dismissing this appeal based on the 06/17/2024 order and because appellant filed no opening brief or case management statement. Hon David B Gass - Author
22. 5-Jul-2024 FILED: Motion for Partial Reconsideration of the Order File on June 17, 2024 Denying Moton [sic] to Dismiss of Appellee and/or Motion for Reconsideration of the Order Filed on June 26, 2024 Dismissing Appeal (Appellant Pro Per)
23. 15-Jul-2024 FILED: Application for Award of Attorneys' Fees and Taxable Costs; Application for Award of Attorneys' Fees and Taxable Costs (Certificate of Service) (Duplicate) (Appellee)
24. 18-Jul-2024 ORDERED: Motion for Partial Reconsideration of the Order File on June 17, 2024 Denying Moton [sic] to Dismiss of Appellee and/or Motion for Reconsideration of the Order Filed on June 26, 2024 Dismissing Appeal (Appellant Pro Per) = DENIED. Hon David B Gass - Author

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27 PROCEEDING ENTRIES

- 25. 5-Aug-2024 FILED: Opposition to Appellee's Application for Attorney's Fees and Costs (Appellant Pro Per)
- 26. 6-Aug-2024 FILED: Email Notice from ASC re: Petition for Review filed 08/02/24; request for partial record
- 27. 6-Aug-2024 FILED: Letter forwarding partial record to Arizona Supreme Court