

Court of Appeals, Division One
Civil - Settlement Conference

1 CA-CV 24-0235 SC

FACILITYSOURCE v. THE PAVEMENT, et al.

Appellate Case Information

Case Filed: 28-Mar-2024
 Case Closed: 20-Aug-2024

Dismissal

Dept/Composition

Side 1. FACILITYSOURCE, LLC, Plaintiff/Appellant

(Litigant Group) FACILITYSOURCE, LLC

- FacilitySource LLC

Attorneys for: Plaintiff/Appellant

John L Condrey, Esq. (AZ Bar No. 26220)
 Steven Crocchi, Esq. (AZ Bar No. 35815)

Side 2. THE PAVEMENT GROUP,INC. et al., Defendant/Appellee

(Litigant Group) THE PAVEMENT GROUP INC

- The Pavement Group Inc

Attorneys for: Defendant/Appellee Pavement

Kent S Berk, Esq. (AZ Bar No. 14336)
 Ryan Murphy, Esq. (AZ Bar No. 37183)

(Litigant Group) M&M ASPHALT MAINTENANCE, INC.

- M&M Asphalt Maintenance Inc

Co-Counsel for: Defendant/Appellee M&M

Edward J Hermes, Esq. (AZ Bar No. 30529)
 Stefanie Salomon, Esq. (FL Bar No. ssolamon)
 Adam Handfinger, Esq. (FL Bar No. ahandfinger)
 Hunter Grasso, Esq. (FL Bar No. hgrasso)

CASE STATUS

Aug 20, 2024...Case Closed

PREDECESSOR CASE (S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2019-014648	Breach of Contract		Timothy J Ryan, Authoring Judge of Order		

CASE DECISION

20-Aug-2024 ORDER

ORDERED: lifting the stay and dismissing this appeal as to defendant M&M Asphalt Maintenance Inc.

Filed: **20-Aug-2024** Mandate:

James Morse.....Author

Decision Disposition
Dismissed

23 PROCEEDING ENTRIES

- 28-Mar-2024 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 02/28/24
- 28-Mar-2024 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
- 28-Mar-2024 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
- 29-Mar-2024 RECEIPT No.: 2024-00320 ; \$280.00, Check Number: # 44714, Applied to: FACILITYSOURCE, LLC - Class A Filing Fee (\$280.00) Paid for: Gordon Rees Scully Mansukhani LLP - By Arizona Premier Legal Services Inc
- 3-Apr-2024 FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief/Case Management Statement Due
- 3-Apr-2024 FILED: Settlement Conference Program Notice
- 8-Apr-2024 RECEIPT No.: 2024-00348 ; \$140.00, Check Number: #976443, Applied to: M&M ASPHALT MAINTENANCE, INC. - Class B Filing Fee (\$140.00) Paid for: - By Snell & Wilmer LLP
- 8-Apr-2024 RECEIPT No.: 2024-00358 ; \$140.00, Check Number: #3221, Applied to: THE PAVEMENT GROUP INC - Class B Filing Fee (\$140.00) Paid for: Berk Law Group PC - By Berk Law Group PC

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9.	16-Apr-2024	FILED: Reporter's Transcript - 03/24/2022 - Status Conference (Terris Hull) (Appellant)
10.	16-Apr-2024	FILED: Reporter's Transcript - 10/06/2022 - Oral Argument (Deanne Ridge) (Appellant)
11.	16-Apr-2024	FILED: Reporter's Transcript - 02/10/2023 - Oral Argument (Trelinda Wilson) (Appellant)
12.	16-Apr-2024	FILED: Reporter's Transcript - 08/17/2023 - Oral Argument (Colin Richilano) (Appellant)
13.	16-Apr-2024	FILED: Reporter's Transcript - 12/15/2023 - Evidentiary Hearing (Deanne Ridge) (Appellant)
14.	17-Apr-2024	FILED: Case Management Statement; Copy of Maricopa County Superior Court Order re: Judgment; Copy of Maricopa County Superior Court ME dated 10/03/2023 re: denying motion for new trial; Copy of Maricopa County Superior Court Order re: First Amended Judgment (Appellant)
15.	29-Apr-2024	FILED: Appellant Facility Source, LLC's Motion to File Audio Recordings; Certificate of Service; Order Granting Motion to File Audio Recordings (Appellant)
16.	30-Apr-2024	ORDERED: Appellant Facility Source, LLC's Motion to File Audio Recordings (Appellant) = DENIED. Melina Brill ProTem Judge - Author
17.	1-May-2024	FILED: Reporter's Transcript - 06/07/2022 - Trial Setting Conference (Sophia Long)
18.	10-May-2024	ORDERED: Assigning this appeal to the settlement conference program. FURTHER ORDERED: Staying this appeal pending further order of the court and vacating the 05/28/2024, due date for the opening brief. Melina Brill ProTem Judge - Author
19.	22-May-2024	ORDERED: Setting a telephonic assessment conference for 06/06/2024, at 2:00 p.m., with Judge James B. Morse Jr (see order). Melina Brill ProTem Judge - Author
20.	7-Jun-2024	ORDERED: (The court will hold an in-person settlement conference on 08/19/2024, at 10:30a.m.) ORDERED: Participants shall have full authority to negotiate and settle the case on any agreed-upon terms at the conference. FURTHER ORDERED: Each separately represented party shall submit a settlement conference statement on or before 5:00 pm on 07/25/2024. Hon James B Morse Jr. - Author
21.	20-Aug-2024	ORDERED: lifting the stay and dismissing this appeal as to appellee The Pavement Group, Inc. Hon James B Morse Jr. - Author
22.	20-Aug-2024	ORDERED: lifting the stay and dismissing this appeal as to defendant M&M Asphalt Maintenance Inc. Hon James B Morse Jr. - Author
23.	20-Aug-2024	FILED: Letter, 8/20/24, Certified Copy of Orders dismissing appeal. No physical record to be returned to clerk, Maricopa County Superior Court.