

Court of Appeals, Division One

Civil Appeal

1 CA-CV 24-0331

DANKO v. ALLEY

Appellate Case Information

Case Filed: 7-May-2024

Case Closed:

Dept/Composition

Consolidated with: 1 CA-CV 24-0382

Side 1. JOHN DANKO, III, Plaintiff/Appellant

(Litigant Group) JOHN DANKO, III

- John Danko, III PRO SE

Side 2. GEORGE ROBIN ALLEY, Defendant/Appellee

(Litigant Group) GEORGE ROBIN ALLEY

- George Robin Alley Attorneys for: Defendant/Appellee Jonathan A Dessales, Esq. (AZ Bar No. 19439) Douglas Imperi, Esq. (AZ Bar No. 34708)

CASE STATUS

Aug 6, 2024.....At Issue

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR CV2023-092883 Contract Peter A Thompson, Authoring Judge of Order

33 PROCEEDING ENTRIES

- 1. 7-May-2024 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 04/08/24, and duplicates 4/8/24, 4/10/24
2. 7-May-2024 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
3. 8-May-2024 FILED: Appellate Clerk Notice re: Continuing Waiver of Fees for John Danko, III, Appellant [vacated per order filed 06/26/2024]
4. 8-May-2024 FILED: Appellate Clerk Notice re: Appellant's Fee Waived/Appellee's Fee Due/Case Management Statement/Brief Due
5. 8-May-2024 FILED: Settlement Conference Program Notice
6. 9-May-2024 FILED: Case Management Statement (Appellant Pro Per)
7. 15-May-2024 FILED: Case Management Statement (Duplicate) (Appellant Pro Per)
8. 22-May-2024 FILED: Notice of Appearance; Certificate of Service (Appellee)
9. 22-May-2024 FILED: Appellee's Motion for Reconsideration (Notice of Continuing Fee Waiver); Certificate of Compliance; Certificate of Service; Exhibits A through E (Appellee)
10. 23-May-2024 FILED: Plaintiff's Response to Defendants' Motion for Reconsideration from Judgment Entered 05/08/2024; Plaintiff's Response to Defendants' Motion for Reconsideration from Judgment Entered 05/08/2024 (Duplicate); Plaintiff's Response to Defendants' Motion for Reconsideration from Judgment Entered 05/08/2024 (Certificate of Service) (Duplicate) (Appellant Pro Per)
11. 29-May-2024 RECEIPT No.: 2024-00519 ; \$140.00, Authorization: #50015311769, Applied to: GEORGE ROBIN ALLEY - Class B Filing Fee (\$140.00) Paid for: Dessales Law Group - By nCourt LLC
12. 5-Jun-2024 FILED: Plaintiff's Response to Defendants' Motion for Reconsideration from Judgment Entered 05/08/2024 (Duplicate) (Appellant Pro Per)
13. 10-Jun-2024 FILED: Appellee's Notice of Appearance; Certificate of Service (Appellee)
14. 11-Jun-2024 FILED: Motion to Continue Stay for Final Signed Order in Accordance [sic] With ARCP 54(C); Motion to Continue Stay for Final Signed Order in Accordance [sic] With ARCP 54(C) (Duplicate) (Appellant Pro Per)

Court of Appeals, Division One**Civil Appeal****1 CA-CV 24-0331****DANKO v. ALLEY****33 PROCEEDING ENTRIES**

15. 11-Jun-2024 ORDERED: Consolidating cases 1 CA CV-24-0331 and 1 CACV 24-0382. Case no. 1 CA-CV 24-0331 is designated the primary number, and all future documents filed in this appeal must use the caption shown on this order. FURTHER ORDERED: Pursuant to Eaton Fruit Co. v. California Spray-Chemical Corp., staying appeal until 07/12/2024. Signed order re: minute entry of 04/24/2024 filed 04/25/2024 due within 10 days after its entry. If appeal reinstated by filing of signed order, opening brief due 08/12/2024. Barbara Vidal Vaught ProTem Judge - Author
16. 12-Jun-2024 FILED: Motion to Continue Stay for Final Signed Order in Accordance [sic] With ARCP 54(C) (Appellant Pro Per)
17. 13-Jun-2024 ORDERED: Motion to Continue Stay for Final Signed Order in Accordance [sic] With ARCP 54(C) (Appellant Pro Per) = DENIED without prejudice to appellant filing a new motion to continue the stay if the superior court has not entered a signed Rule 54(c) judgment before 07/12/2024. Barbara Vidal Vaught ProTem Judge - Author
18. 18-Jun-2024 FILED: Opening Brief of the Appellant (Request for Oral Argument); Certificate of Compliance; Certificate of Compliance (Duplicate) (Appellant Pro Per)
19. 24-Jun-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record (Includes signed Minute Entry filed 4/25/24)
20. 26-Jun-2024 ORDERED: Appellee's Motion for Reconsideration (Notice of Continuing Fee Waiver) (Appellee) = GRANTED in part and vacating the 05/08/2024 and 05/28/2024 Notices of Continuing Fee Waiver. FURTHER ORDERED: by 07/08/2024, appellant either must pay the filing fee or submit an application for waiver or deferral. If appellant fails to timely comply with this order, court will dismiss this consolidated appeal. Hon David B Gass - Author
21. 26-Jun-2024 FILED: Opening Brief of the Appellant (Request for Oral Argument) (Duplicate) (Appellant Pro Per)
22. 26-Jun-2024 FILED: Certificate of Compliance (Duplicate) (Appellant Pro Per)
23. 3-Jul-2024 FILED: Motion to Process Application for Waiver of Fees (Appellant Pro Per)
24. 8-Jul-2024 FILED: Appellee's Response to Motion to Process Application for Waiver of Fees; Certificate of Service (Appellee)
25. 8-Jul-2024 FILED: Plaintiff's Final Reply to Defendants' [sic] Response to Plaintiff's Motion for Waiver of Fees; Plaintiff's Final Reply to Defendants' [sic] Response to Plaintiff's Motion for Waiver of Fees (Duplicate) (Appellant Pro Per)
26. 17-Jul-2024 FILED: Plaintiff's Final Reply to Defendants' [sic] Response to Plaintiff's Motion for Waiver of Fees (Duplicate) (Appellant Pro Per)
27. 18-Jul-2024 ORDERED: granting the motion to process the application (for deferral or waiver of court fees and/or costs). FURTHER ORDERED: denying the application for waiver. Hon David B Gass - Author
28. 19-Jul-2024 ORDERED: Motion to Process Application for Waiver of Fees (Appellant Pro Per) = DEFERRAL GRANTED/no payments due until further notice. Melina Brill ProTem Judge - Author
29. 5-Aug-2024 FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
30. 6-Aug-2024 FILED: Reply Brief of The Appellant (Request For Oral Argument); Certificate of Compliance; Reply Brief of The Appellant (Request For Oral Argument) (Duplicate) (Appellant Pro Per)
31. 7-Aug-2024 FILED: Reply Brief of The Appellant (Request For Oral Argument) (Duplicate) (Appellant Pro Per)
32. 7-Aug-2024 FILED: Certificate of Compliance (to Reply Brief) (Duplicate) (Appellant Pro Per)
33. 13-Aug-2024 ORDERED: Opening Brief of the Appellant (REQUEST FOR ORAL ARGUMENT) (Appellant Pro Per) and Reply Brief Of The Appellant (Request For Oral Argument)(Appellant Pro Per) = DENIED. Hon David B Gass - Author