

Court of Appeals, Division One

Civil Appeal

1 CA-CV 24-0458

EQUITY RECOVERY v. LYNAUGH

Appellate Case Information

Case Filed: 21-Jun-2024

Case Closed:

Dept/Composition

Side 1. EQUITY RECOVERY SPECIALISTS, LLC, Plaintiff/Appellee

(Litigant Group) EQUITY RECOVERY SPECIALISTS, LLC

- Equity Recovery Specialists LLC

Attorneys for: Plaintiff/Appellee

Kyle A Kinney, Esq. (AZ Bar No. 27189)

Side 2. LINDA LYNAUGH, Defendant/Appellant

(Litigant Group) LINDA LYNAUGH

- Linda Lynaugh

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CASE STATUS

Jul 24, 2024.....Stayed (until 9/26/24)

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CV2022-016097, Injunctive/Equitable & Fraud, Bradley H Astrowsky, Authoring Judge of Order.

2 OPEN DUE DATES

Fee/Distribution List Removal Due

Due By:

Monday, August 5, 2024

Re: FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief Due

Court Ordered Document due

Due By:

Wednesday, September 25, 2024

Re: \* ORDERED: (per Sorensen v. Farmers) staying appeal to 08/23/2024, re-vesting jurisdiction in superior court and authorizing that court to consider pending motion. FURTHER ORDERED: If superior court grants motion, appellant must file a notice in this court

13 PROCEEDING ENTRIES

- 1. 21-Jun-2024 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 05/24/24
2. 21-Jun-2024 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
3. 21-Jun-2024 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4. 8-Jul-2024 FILED: Expedited Request to Extend Time for Payment of Appeal Fee (Appellant Pro Per)
5. 19-Jul-2024 RECEIPT No.: 2024-00696 ; \$280.00 Applied to: LINDA LYNAUGH - Class A Filing Fee (\$280.00) Paid for: LINDA LYNAUGH - By LINDA LYNAUGH
6. 19-Jul-2024 FILED: Case Management Statement (Appellant Pro Per)
7. 22-Jul-2024 FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief Due
8. 22-Jul-2024 FILED: Settlement Conference Program Notice
9. 22-Jul-2024 ORDERED: Expedited Request to Extend Time for Payment of Appeal Fee (Appellant Pro Per) = GRANTED and accepting the filing fee paid on 07/19/2024. Melina Brill ProTem Judge - Author
10. 24-Jul-2024 ORDERED: (per Sorensen v. Farmers) staying appeal to 08/23/2024, re-vesting jurisdiction in superior court and authorizing that court to consider pending motion. FURTHER ORDERED: If superior court grants motion, appellant must file a notice in this court indicating whether appellant intends to pursue appeal. If a party wants this court to review any additional filings, that party must file a timely notice of appeal or amended notice of appeal. FURTHER ORDERED: Vacating the 08/20/2024 due date for the opening brief. Court will address briefing schedule after superior court rules on pending motion. Melina Brill ProTem Judge - Author
11. 5-Aug-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record (Includes Minute Entry re: Ruling on Motion to Alter Judgment)

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**13 PROCEEDING ENTRIES**

12. 23-Aug-2024 FILED: Notice (Motion to Continue Stay of Appeal) (Appellant Pro Per)
13. 27-Aug-2024 ORDERED: Notice (Motion to Continue Stay of Appeal) (Appellant Pro Per) = GRANTED and continuing the stay of this appeal until 09/25/2024, to allow the superior court to enter a signed Arizona Rule of Civil Procedure 54(c) judgment that resolve the now pending attorney fees and costs issues. FURTHER ORDERED: Stay will be lifted automatically on 09/26/2024, unless before that date appellant files a motion to continue the stay of the appeal that describes the status of the superior court proceedings. FURTHER ORDERED: Within 10 days after the superior court enters a signed Rule 54(c) judgment that resolves the attorney fees and costs issues, appellant must file a notice in this court with the judgment attached. FURTHER ORDERED: If a party wants this court to review any additional rulings, that party must file a timely notice of appeal or amended notice of appeal. FURTHER ORDERED: Opening brief is due by 10/25/2024. If the brief is not timely filed, the court will dismiss this appeal.  
Melina Brill ProTem Judge - Author