

Court of Appeals, Division One

Civil - Probate Case

1 CA-CV 24-0466 PB

BIANCAMANO v. BIANCAMANO

Appellate Case Information

Case Filed: 26-Jun-2024

Case Closed:

Dept/Composition

Side 1. In the Matter of:

THE MB TRUST, dated August 22, 2012.

VINCENT BIANCAMANO, Petitioner/Appellee

(Litigant Group) VINCENT BIANCAMANO

- Vincent Biancamano

Attorneys for: Petitioner/Appellee

Jared E Holland, Esq. (AZ Bar No. 25548)

Side 2. ROSA BIANCAMANO, Respondent/Appellant

(Litigant Group) ROSA BIANCAMANO

- Rosa Biancamano

PRO SE

CASE STATUS

Aug 21, 2024....Stayed (until 9/24/24)

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, PB2022-071029, Petition for Removal, Accounting and Surcharge, Sarah Selzer, Authoring Judge of Order.

2 OPEN DUE DATES

Court Ordered Document due

Due By: Monday, September 23, 2024

Re: \* (ORDERED): Response to Motion to Vacate Stay of Appeal (Appellant Pro Per) = DENIED in the court's discretion under Rule 3(b), Arizona Rule of Civil Appellate Procedure, and staying this appeal until 09/23/2024, to allow the superior court to resolve th

Opening Brief due

Due By: Thursday, October 24, 2024

Re: FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due

33 PROCEEDING ENTRIES

- 1. 26-Jun-2024 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 05/28/24
2. 26-Jun-2024 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: Hearing Date 11/29/23 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 12, 17
3. 26-Jun-2024 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4. 11-Jul-2024 FILED: Notice of Payment of Appeal Fees; Certificate of Service (Appellant)
5. 16-Jul-2024 FILED: Case Management Statement (Appellant Pro Per)
6. 17-Jul-2024 RECEIPT No.: 2024-00689 ; \$280.00, Authorization: 99010832016, Applied to: ROSA BIANCAMANO - Class A Filing Fee (\$280.00) Paid for: ROSA BIANCAMANO - By nCourt LLC
7. 19-Jul-2024 FILED: Notice of Transcript Order; Certificate of Service (Appellant Pro Per)
8. 22-Jul-2024 FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief Due
9. 22-Jul-2024 FILED: Notice of Payment of Petitioner/Appellee's Filing Fee; Certificate of Service of Notice of Payment of Petitioner/Appellee's Filing Fee (Appellee)
10. 22-Jul-2024 FILED: Amendment to Notice of Transcript Order; Certificate of Service (Appellant Pro Per)
11. 24-Jul-2024 FILED: Motion to Vacate Stay of Appeal; Certificate of Service of Motion to Vacate Stay of Appeal (Appellee)

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12. 24-Jul-2024 FILED: Notice of Filing Copies of Superior Court Rulings on Post-Judgment Motions; Certificate of Service for Notice of Filing Copies of Superior Court Rulings on Post-Judgment Motions (Appellee)
13. 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 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: If superior court has not ruled on motion by 08/23/2024, appellant must file notice in this court regarding status of motion. FURTHER ORDERED: Vacating the 08/26/2024 due date for the opening brief. Court will address briefing schedule after superior court rules on pending motion. Melina Brill ProTem Judge - Author
14. 24-Jul-2024 FILED: Notice of Intent to Respond to Motion to Vacate Stay; Certificate of Service (Appellant Pro Per)
15. 25-Jul-2024 RECEIPT No.: 2024-00736 ; \$140.00, Authorization: # 07011560379, Applied to: VINCENT BIANCAMANO - Class B Filing Fee (\$140.00) Paid for: Holland Law Group - By nCourt, LLC
16. 31-Jul-2024 FILED: Motion for Procedural Order: Extension of Time to Respond to Appellee's Motion to Vacate Stay of Order; Certificate of Service (Appellant Pro Per)
17. 31-Jul-2024 FILED: Notice of Filing Copy of Superior Court Denial of Appellant's Motion for Reconsideration; Certificate of Service of Notice of Filing Copy of Superior Court Denial of Appellant's Motion for Reconsideration (Appellee)
18. 1-Aug-2024 ORDERED: Motion for Procedural Order: Extension of Time to Respond to Appellee's Motion to Vacate Stay of Order (Appellant Pro Per) = DENIED as unnecessary. Melina Brill ProTem Judge - Author
19. 2-Aug-2024 AMENDED ORDER: Motion for Procedural Order: Extension of Time to Respond to Appellee's Motion to Vacate Stay of Order (Appellant Pro Per) = DENIED as unnecessary. Melina Brill ProTem Judge - Author
20. 9-Aug-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record
21. 11-Aug-2024 FILED: Notice of Filing Superior Court Ruling; Certificate of Service; Maricopa County Superior Court Minute Entry dated 7/30/24, filed 7/31/24 (Appellant Pro Per)
22. 11-Aug-2024 FILED: Notice of Filing Trial Transcript; Certificate of Service; Reporter's Transcript - 11/29/2023 - Evidentiary Hearing (Kimberly McCright) (Appellant Pro Per)
23. 12-Aug-2024 FILED: Response to Motion to Vacate Stay of Appeal; Response to Motion to Vacate Stay of Appeal: Certificate of Service (Appellant Pro Per)
24. 12-Aug-2024 ORDERED: Lifting the stay of this appeal. FURTHER ORDERED: Motion to Vacate Stay of Appeal (Appellee) = DENIED. FURTHER ORDERED: Opening brief is due by 09/11/2024. If the brief is not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author
25. 13-Aug-2024 FILED: Motion to Quash Garnishment and Request for Immediate Distribution of Trust Funds; Certificate of Service; Exhibit A: Motion to Quash Garnishment and Request for Immediate Distribution of Trust Funds (Appellant Pro Per)
26. 13-Aug-2024 ORDERED: Motion to Quash Garnishment and Request for Immediate Distribution of Trust Funds (Appellant Pro Per) = DENIED. Melina Brill ProTem Judge - Author
27. 13-Aug-2024 ORDERED: Appellee may file a reply to the response (to motion to vacate stay) by 08/19/2024. Court will rule on request to continue stay after reply is filed. Melina Brill ProTem Judge - Author
28. 16-Aug-2024 FILED: Reply Re: Lifting Stay of Appeal; Certificate of Service of Reply Re: Lifting Stay of Appeal (Appellee)
29. 20-Aug-2024 FILED: Notice of Filing Motion to Quash/Vacate Writ of Garnishment; Certificate of Service (Appellant Pro Per)
30. 20-Aug-2024 FILED: Notice of Intent to File Motion; Certificate of Service (Appellant Pro Per)
31. 20-Aug-2024 FILED: Motion to Quash/Vacate Writ of Garnishment (Superior Court Filing); Certificate of Service; Exhibit A Minute Entries; Exhibit B Back up Documents (Appellant Pro Per)
32. 20-Aug-2024 FILED: Exhibit C Amended Form of Judgment/Garnishment Documents (Appellant Pro Per)

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**33 PROCEEDING ENTRIES**

33. 21-Aug-2024 (ORDERED): Response to Motion to Vacate Stay of Appeal (Appellant Pro Per) = DENIED in the court's discretion under Rule 3(b), Arizona Rule of Civil Appellate Procedure, and staying this appeal until 09/23/2024, to allow the superior court to resolve the Motion for Clarification filed 05/29/2024; the Motion to Resolve Unaddressed Issues Prior to Appellate Court Review filed 07/08/2024; and the Motion to Correct Court Record Prior to Appellate Court Review filed 07/11/2024. FURTHER ORDERED: Stay will be automatically lifted on 09/24/2024, unless before that date appellant files a motion to continue the stay of this appeal. FURTHER ORDERED: Appellant must file a notice in this court with the rulings attached within 10 days after the superior court rules on the motions. 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: Appellant must file the opening brief by 10/24/2024. If appellant does not file the opening brief timely, the court will dismiss this appeal. FURTHER ORDERED: Motion to Quash/Vacate Writ of Garnishment (Superior Court Filing) = TAKING NO ACTION. Hon David B Gass - Author