

Court of Appeals, Division One

Civil - Probate Case

1 CA-CV 24-0476 PB

REDKEY v. CLARKE, et al.

Appellate Case Information

Case Filed: 27-Jun-2024

Case Closed:

Dept/Composition

Side 1. In re the Matter of Conservatorship of:

DAVID WAYNE REDKEY, Petitioner/Appellant

(Litigant Group) DAVID WAYNE REDKEY

- David Wayne Redkey PRO SE

Side 2. WILLIAM A. CLARKE, et al., Respondent/Appellee

(Litigant Group) WILLIAM A CLARKE

- William A Clarke PRO SE
AZ Bar No. 6320
[Current Member]
Admitted 10/4/80

(Litigant Group) MARK J. THEUT

- Mark J Theut PRO SE
AZ Bar No. 6779
[Current Member]
Admitted 6/1/81

(Litigant Group) STEPHANIE MCCOLLUM

- Stephanie McCollum Attorneys for: Respondent/Appellee S. McCollum
Lawrence F Scaringelli, Esq. (AZ Bar No. 14036)

(Litigant Group) DANIEL J. MAZZA

- Daniel J Mazza PRO SE
AZ Bar No. 29570
[Current Member]

(Litigant Group) RICK KILFOY

- Rick Kilfoy PRO SE
AZ Bar No. 18051
[Current Member]
Admitted 5/17/97

(Litigant Group) First Western Trust Bank

- First Western Trust Bank Attorney for: Respondent/Appellee
William A Clarke, Esq. (AZ Bar No. 6320)

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, PB2009-002224, Petition for Appointment of Conservator, Lisa Ann Vandenberg, Authoring Judge of Order.

7 OPEN DUE DATES

Fee/Distribution List Removal Due Due By: Friday, July 26, 2024

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

Fee/Distribution List Removal Due Due By: Friday, July 26, 2024

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<b>Opening Brief due</b>	<b>Due By:</b> Thursday, September 26, 2024 [1 extension]
<i>Re: FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due</i>	
<b>Response to Motion due</b>	<b>Due By:</b> Friday, September 27, 2024
<i>Re: FILED: Motion to Suspend Rules; Certificate of Service (Appellant Pro Per)</i>	
<b>Response to Motion to Supplement due</b>	<b>Due By:</b> Friday, September 27, 2024
<i>Re: FILED: Motion for Submitting Video Record of Court Proceedings; Certificate of Service (Appellant Pro Per)</i>	

**2 PENDING MATTERS**

<b>General Motion</b>	Filed: 14-Sep-2024
<i>Motion for Submitting Video Record of Court Proceedings (Appellant Pro Per)</i>	
<b>General Motion</b>	Filed: 14-Sep-2024
<i>Motion to Suspend Rules (Appellant Pro Per)</i>	

**34 PROCEEDING ENTRIES**

1.	27-Jun-2024	FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 05/29/24
2.	27-Jun-2024	FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
3.	27-Jun-2024	FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4.	27-Jun-2024	FILED: Application for Deferral or Waiver of Court Fees or Costs and Consent to Entry of Judgment (Appellant Pro Per)
5.	28-Jun-2024	ORDERED: Application for Deferral or Waiver of Court Fees or Costs and Consent to Entry of Judgment (Appellant Pro Per) = DEFERRAL GRANTED/no payments due until further notice. Melina Brill ProTem Judge - Author
6.	30-Jun-2024	FILED: Motion for Extension of Time to File Brief (Opening); Certificate of Service (Appellant Pro Per)
7.	30-Jun-2024	FILED: Request to Participate in Pro Bono Program; Certificate of Service (Appellant Pro Per)
8.	30-Jun-2024	FILED: Amended Request to Participate in Pro Bono Program; Certificate of Service (Appellant Pro Per)
9.	1-Jul-2024	ORDERED: Motion for Extension of Time to File Brief (Opening)(Appellant Pro Per) = DENIED. Steven C Lawrence ProTem Judge - Author
10.	3-Jul-2024	ORDERED: Request to Participate in Pro Bono Program (Appellant Pro Per) = DENIED. Steven C Lawrence ProTem Judge - Author
11.	5-Jul-2024	FILED: Motion for Reconsideration for Denial of Participation in the Pro Bono Program; Certificate of Compliance; Certificate of Service (Appellant Pro Per)
12.	7-Jul-2024	FILED: Motion for Permission to Amend Request for an Extension and for Reconsideration; Certificate of Compliance; Certificate of Service (Appellant Pro Per)
13.	7-Jul-2024	FILED: Amended Motion for an Extension (Case Management and Opening Brief); Certificate of Service (Appellant Pro Per)
14.	12-Jul-2024	FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief/Case Management Statement Due
15.	15-Jul-2024	ORDERED: Motion for Reconsideration for Denial of Participation in the Pro Bono Program (Appellant) = DENIED. FURTHER ORDERED: Denying request for reconsideration of order denying extension request. FURTHER ORDERED: Motion for Permission to Amend Request for an Extension and for Reconsideration (Appellant Pro Per) = GRANTED. FURTHER ORDERED: Amended Motion for an Extension (Case Management and Opening Brief) (Appellant Pro Per) = GRANTED. Case management statement Due date EXTENDED from Wednesday, 07-17-2024 to Friday, 08-16-2024; Opening Brief Due date EXTENDED from Monday, 08-26-2024 to Thursday, 09-26-2024. If statement and brief are not filed timely, court will dismiss this appeal. Hon David B Gass - Author
16.	18-Jul-2024	RECEIPT No.: 2024-00690 ; \$140.00, Check Number: # 57386, Applied to: WILLIAM A CLARKE - Class B Filing Fee (\$140.00) Paid for: WILLIAM A CLARKE - By Nationwide Legal Services, LLC

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17. 18-Jul-2024 ORDERED: (per Sorensen v. Farmers) staying appeal until 08/19/2024. FURTHER ORDERED: Revesting jurisdiction in the Maricopa Superior Court and authorizing that court to consider a motion for a signed judgment with Rule 54(b) language corresponding to minute entry dated 05/21/2024 and filed 05/23/2024. FURTHER ORDERED: Appellant must file motion asking superior court to enter Rule 54(b) judgment. FURTHER ORDERED: If superior court has not entered Rule 54(b) judgment by 08/19/2024, appellant must file motion to continue stay that describes status of matter. Otherwise, court will dismiss this appeal. FURTHER ORDERED: Case management statement due by 08/29/2024, opening brief remains due by 09/26/2024. If brief not timely filed, court will dismiss this appeal. Melina Brill ProTem Judge - Author
18. 30-Jul-2024 FILED: Motion For Third Extension (Case Management Statement and Opening Brief); Certificate of Service Motion for Third Extension (Appellant Pro Per)
19. 31-Jul-2024 FILED: Additional Minute Entry dated 7/23/24 and filed 7/25/24, re: no just reason for delay/judgment is appealable entered under Rule 54(b)
20. 31-Jul-2024 ORDERED: Motion For Third Extension (Case Management Statement and Opening Brief) (Appellant Pro Per) = DENIED. Melina Brill ProTem Judge - Author
21. 1-Aug-2024 FILED: Motion to Supplement the Record; Certificate of Service (Appellant Pro Per)
22. 1-Aug-2024 FILED: Amended Motion for a Third Extension (Case Management and Opening Brief); Certificate of Service (Appellant Pro Per)
23. 2-Aug-2024 ORDERED: Motion to Supplement the Record (Appellant Pro Per) = GRANTED. FURTHER ORDERED: Amended Motion for a Third Extension (Case Management and Opening Brief) = DENIED. Appellant must file the case management statement by 08/29/2024 and the opening brief by 09/26/2024. If appellant does not file case management statement and opening brief timely, this court will dismiss this appeal. Hon David B Gass - Author
24. 15-Aug-2024 FILED: Motion to Stay Appeal (No Objections Received from any Party); Certificate of Service (Appellant Pro Per)
25. 21-Aug-2024 ORDERED: Motion to Stay Appeal (No Objections Received from any Party) (Appellant Pro Per) = DENIED in the court's discretion. FURTHER ORDERED: Appellant must file case management statement by 08/29/2024, and the opening brief by 09/26/2024. If appellant does not file the statement and the opening brief timely, the court will dismiss this appeal. Hon David B Gass - Author
26. 25-Aug-2024 FILED: Motion to Correct Court of Appeals Docket; Certificate of Service (Appellant Pro Per)
27. 25-Aug-2024 FILED: Case Management Statement (Appellant Pro Per)
28. 26-Aug-2024 ORDERED: Motion to Correct Court of Appeals Docket (Appellant Pro Per) = GRANTED and amending the docket in this appeal by adding First Western Trust Bank as a respondent/appellee. Melina Brill ProTem Judge - Author
29. 28-Aug-2024 RECEIPT No.: 2024-00857 ; \$280.00, Authorization: #41006886544, Applied to: DAVID WAYNE REDKEY - Class A Filing Fee (\$280.00) Paid for: DAVID WAYNE REDKEY - By nCourt LLC
30. 28-Aug-2024 FILED: Notice of Errata; Certificate of Service (Appellant Pro Per)
31. 28-Aug-2024 FILED: Amended Case Management Statement (Appellant Pro Per)
32. 29-Aug-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record
33. 14-Sep-2024 FILED: Motion to Suspend Rules; Certificate of Service (Appellant Pro Per)
34. 14-Sep-2024 FILED: Motion for Submitting Video Record of Court Proceedings; Certificate of Service (Appellant Pro Per)