

Court of Appeals, Division One

Civil - Family Court

1 CA-CV 24-0522 FC

ALLEN v. ALLEN

Appellate Case Information

Case Filed: 12-Jul-2024

Case Closed:

Dept/Composition

Side 1. In re the Matter of:

DAVID EARL ALLEN, Petitioner/Appellee

(Litigant Group) DAVID EARL ALLEN

- David Earl Allen

Attorneys for: Petitioner/Appellee

Kristi A Reardon, Esq. (AZ Bar No. 27624)

Side 2. DEBBIE SUE ALLEN, Respondent/Appellant

(Litigant Group) DEBBIE SUE ALLEN

- Debbie Sue Allen

Attorneys for: Respondent/Appellant

Ruby Torres, Esq. (AZ Bar No. 30347)

CASE STATUS

Aug 21, 2024...Decision Rendered

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, FN2022-051660, Motion to Alter or Amend, Julie Ann Mata, Authoring Judge of Order.

OPEN DUE DATE

Petition for Review to ASC due

Due By:

Friday, September 20, 2024

Re: * ORDERED: Motion to Consolidate Appeals (Appellant) = GRANTED. Motion to Reinstate Appeal (Appellant) = DENIED. FURTHER ORDERED: Dismissing this appeal. Nothing precludes the parties from appealing after the superior court resolves all issues and ente

CASE DECISION

21-Aug-2024 ORDER

* ORDERED: Motion to Consolidate Appeals (Appellant) = GRANTED. Motion to Reinstate Appeal (Appellant) = DENIED. FURTHER ORDERED: Dismissing this appeal. Nothing precludes the parties from appealing after the superior court resolves all issues and ente

Filed:

21-Aug-2024

Mandate:

Decision Disposition

Dismissed

David Gass.....Author

18 PROCEEDING ENTRIES

- 1. 12-Jul-2024 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 06/14/24
2. 12-Jul-2024 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
Digital Exhibits: Petitioner Hearing Date 1/2/24 2, 3, 5, 6, 7, 8, 9, 10 Resondent Hearing Date 1/3/24 5, 6, 7, 10, 11, 12, 13, 15, 19
3. 12-Jul-2024 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4. 5-Aug-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record (Includes Amended Notice of Appeal)
5. 5-Aug-2024 FILED: Motion to Reinstate Appeal; Certificate of Service (Appellant)
6. 5-Aug-2024 FILED: Case Management Statement (Appellant/Cross-Appellee)
7. 5-Aug-2024 FILED: Reporter's Transcript - 02/26/2024 - Trial (William Garling) (Appellant/Cross-Appellee)

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18 PROCEEDING ENTRIES

8. 5-Aug-2024 ORDERED: Dismissing petitioner's appeal. See ARCAP 12(e). FURTHER ORDERED: Deeming the cross-appeal the primary appeal. FURTHER ORDERED: Amending caption in this appeal by designating petitioner as appellee and respondent as appellant. All future documents filed in this appeal must use the caption shown on this order. FURTHER ORDERED: Respondent's filing fee of \$280.00 is due by 08/16/2024. If the fee is not timely paid, respondent's appeal will be deemed abandoned. FURTHER ORDERED: Respondent's case management statement due by 08/20/2024. FURTHER ORDERED: Respondent's opening brief due by 10/04/2024. If brief not timely filed, court will dismiss this appeal. Melina Brill ProTem Judge - Author
9. 8-Aug-2024 RECEIPT No.: 2024-00787 ; \$280.00, Authorization: # 21003495278, Applied to: DAVID EARL ALLEN - Class A Filing Fee (\$280.00) Paid for: Reardon House Colton PLC - By nCourt, LLC
10. 12-Aug-2024 FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief Due
11. 12-Aug-2024 FILED: Settlement Conference Program Notice
12. 12-Aug-2024 FILED: Motion to Consolidate Appeals; Certificate of Service (Appellant)
13. 15-Aug-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record (Includes Notice of Appeal filed 8/5/24 and Notice of Cross-Appeal filed 8/12/24)
14. 20-Aug-2024 FILED: Response to Motion to Consolidate; Certificate of Service (Petitioner)
15. 21-Aug-2024 ORDERED: Motion to Consolidate Appeals (Appellant) = GRANTED. Motion to Reinstate Appeal (Appellant) = DENIED. FURTHER ORDERED: Dismissing this appeal. Nothing precludes the parties from appealing after the superior court resolves all issues and enters an appealable decree. Hon David B Gass - Author
16. 22-Aug-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record (Includes Notice of Cross-Appeal)
17. 23-Aug-2024 RECEIPT No.: 2024-00840 ; \$280.00, Authorization: # 21003495278, Applied to: DAVID EARL ALLEN - Class B Filing Fee (\$140.00), Overpayment Class B (\$140.00) Paid for: Reardon House Colton PLC - By nCourt, LLC (Memo: X-Ref: 2024-00787; Refund Needed)
18. 23-Aug-2024 VOID RECEIPT No.: 2024-00787 - \$-280.00, Authorization: # 21003495278, - Applied to: DAVID EARL ALLEN - Class A Filing Fee (\$-280.00) Paid for: Reardon House Colton PLC - By: nCourt, LLC VOID Reason: X-Ref: 2024-00840. Incorrect receiveable type. jes