

Court of Appeals, Division One

Civil Appeal

1 CA-CV 24-0818

DYREK v. DYREK

Appellate Case Information

Case Filed: 13-Nov-2024

Case Closed:

Dept/Composition

Department D

Hon. David B Gass
Hon. Michael J Brown
Hon. Andrew J Becke

Consolidated with: 1 CA-CV 24-0288 FC

Side 1. BUEN L. DYREK, Plaintiff/Appellant

(Litigant Group) BUEN L. DYREK

- Buen L Dyrek

Attorneys for: Plaintiff/Appellant

Bennett Evan Cooper, Esq. (AZ Bar No. 10819)
Bradley A Burns, Esq. (AZ Bar No. 30508)
Amanda E Newman, Esq. (AZ Bar No. 32462)
Alexandra Crandall, Esq. (AZ Bar No. 34838)

Side 2. CHRISTOPHER A. DYREK, Defendant/Appellee

(Litigant Group) CHRISTOPHER A. DYREK

- Christopher A Dyrek

Attorneys for: Defendant/Appellee

Helen R Davis, Esq. (AZ Bar No. 18309)
William M Demlong, Esq. (AZ Bar No. 12458)
Parker C Bunch, Esq. (AZ Bar No. 34126)
Peter B Swann, Esq. (AZ Bar No. 14671)

CASE STATUS

Apr 13, 2026....Pending in ASC

PREDECESSOR CASE(S)

Table with 6 columns: MAR, CV2022-001596, Cause/Charge/Class (Fraud, Negligent Misrepresent), Judgment/Sentence, Judge, Role <Comments> (Erik Thorson, Authoring Judge of Order), Trial, Dispo

CASE DECISION

27-Feb-2026 MEMORANDUM DECISION

Michael Brown.....Author
David Gass.....Concur
Andrew Becke.....Concur

Filed: 27-Feb-2026 Mandate:

Table with 1 column: Decision Disposition (Vacated, Remanded)

DECISION APPLIES TO THE FOLLOWING OTHER CASE(S)

1 CA-CV 24-0288 FC DYREK v. DYREK

47 PROCEEDING ENTRIES

- 1. 13-Nov-2024 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 10/15/24
2. 13-Nov-2024 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
3. 13-Nov-2024 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4. 18-Nov-2024 ORDERED: Motion to Consolidate Appeals (Appellee) = GRANTED and consolidating cases 1 CA-CV 24-0288 FC and 1 CA-CV 24-0818. Case no. 1 CA-CV 24-0288 FC is designated the primary number, and all future documents filed in this appeal must use the caption shown on this order. FURTHER ORDERED: Appellant's filing fee of \$280.00 for appeal 1 CA-CV 24-0818 is due by 11/27/2024. FURTHER ORDERED: Appellee's filing fee of \$140.00 for appeal 1 CA-CV 24-0818 is due by 12/09/2024. FURTHER ORDERED: Appellant's case management statement for appeal 1 CA-CV 24-0818 is due by 12/03/2024. FURTHER ORDERED: The opening brief for appeal 1 CA-CV 24-0818 is due by 01/13/2025. If the brief is not timely filed, the court will dismiss that appeal. FURTHER ORDERED: Answering brief to both opening briefs will be due within 40 days after service of the opening brief for appeal 1 CA-CV 24-0818. Melina Brill ProTem Judge - Author
5. 21-Nov-2024 RECEIPT No.: 2024-01158 ; \$280.00, Check Number: #493650, Applied to: BUEN L. DYREK - Class A Filing Fee (\$280.00) Paid for: - By Dickinson Wright PLLC
6. 3-Dec-2024 FILED: Case Management Statement (CV 24-0818) (Appellant)

Court of Appeals, Division One

Civil Appeal

1 CA-CV 24-0818

DYREK v. DYREK

47 PROCEEDING ENTRIES

7.	6-Dec-2024	FILED: Respondent/Appellee's Notice of Payment of Filing Fee (CV 24-0818); Respondent/Appellee's Certificate of Service re: Notice of Payment of Filing Fee (Appellee)
8.	12-Dec-2024	RECEIPT No.: 2024-01228 ; \$140.00, Authorization: #47011489244, Applied to: CHRISTOPHER A. DYREK - Class B Filing Fee (\$140.00) Paid for: Helen R Davis - By nCourt LLC
9.	13-Jan-2025	FILED: Unopposed Motion to File Opening Brief Under Seal; Certificate of Service to Unopposed Motion for Leave to File Opening Brief Under Seal (Appellant)
10.	13-Jan-2025	FILED: Opening Brief (Appellant)
11.	15-Jan-2025	ORDERED: Unopposed Motion to File Opening Brief Under Seal (Appellant) = GRANTED and accepting the opening brief as filed under seal on 01/13/2025, subject to access by court personnel as needed for processing this appeal. Hon David B Gass - Author [Vacated per order filed 02/26/2026]
12.	21-Jan-2025	FILED: Motion for Procedural Order Extending Time to File Consolidated Answering Brief; Certificate of Service Regarding Motion for Procedural Order Extending Time to File Consolidated Answering Brief (Appellee)
13.	22-Jan-2025	ORDERED: Motion for Procedural Order Extending Time to File Consolidated Answering Brief (Appellee) = GRANTED. Due date EXTENDED from Monday, 02-24-2025 to Wednesday, 03-26-2025. If the brief is not timely filed, the court will submit this appeal for decision on the record and the opening brief. Melina Brill ProTem Judge - Author
14.	11-Mar-2025	FILED: Notice of Appearance of Co-Counsel for Respondent/Defendant/Appellee; Certificate of Service of Notice of Appearance of Co-Counsel for Respondent/Defendant/Appellee (Appellee)
15.	27-Mar-2025	FILED: Respondent/Defendant/Appellee Christopher A Dyrek's Consolidated Answering Brief Filed Under Seal (Appellee)
16.	2-Apr-2025	ORDERED: Unopposed Motion to File Consolidated Answering Brief Under Seal (Appellee) = GRANTED and accepting the answering brief as filed under seal on 03/27/2025, subject to access by court personnel as needed for processing this appeal. Hon David B Gass - Author [Vacated per order filed 02/26/2026]
17.	4-Apr-2025	FILED: Unopposed Motion for Procedural Order Extending Time to File Reply Brief; Certificate of Service to Unopposed Motion for Procedural Order Extending Time to File Reply Brief (Appellant)
18.	4-Apr-2025	ORDERED: Unopposed Motion for Procedural Order Extending Time to File Reply Brief (Appellant) = GRANTED. Due date EXTENDED from Wednesday, 04-16-2025 to Tuesday, 04-22-2025. If the brief is not timely filed, the court will submit this appeal for decision on the record and the filed briefs. Melina Brill ProTem Judge - Author
19.	22-Apr-2025	FILED: Request for Oral Argument; Certificate of Service for Request for Oral Argument (Appellant)
20.	22-Apr-2025	FILED: Appellant Bijen Dyrek's Reply Brief (Appellant)
21.	22-Apr-2025	FILED: Amended Certificate of Service (Appellant)
22.	24-Apr-2025	ORDERED: Unopposed Motion to File Reply Brief Under Seal(Appellant) = GRANTED and accepting the reply brief as filed under seal on 04/22/2025, subject to access by court personnel as needed for processing this appeal. Hon David B Gass - Author [Vacated per order filed 02/26/2026]
23.	28-Apr-2025	FILED: Request for Oral Argument; Certificate of Service Regarding Appellee's Request for Oral Argument (Appellee)
24.	6-May-2025	ORDERED: Request for Oral Argument (Appellant) and Request for Oral Argument (Appellee) = GRANTED. Hon David B Gass - Author
25.	21-May-2025	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
26.	30-May-2025	FILED: Supplemented Superior Court e-Record with Revised Index of Record
27.	25-Jul-2025	CLNDR: MONTHLY COURT CASE CALENDAR, Department D, 9-3-25, 11:00 am, COURTROOM 2.
28.	11-Aug-2025	FILED: Notice of Oral Argument
29.	12-Aug-2025	FILED: Motion to Continue Oral Argument; Certificate of Service of Motion to Continue (Appellee)
30.	12-Aug-2025	FILED: Notice of Supplemental Authority; Certificate Of Service Regarding Appellee's Notice Of Supplemental Authority (Appellee)
31.	12-Aug-2025	ORDERED: parties shall file a joint reponse to this order by 8/15/25 notifying the court whether they prefer Judge Gass to recuse himself from consideration of this matter. Hon Michael J Brown - Author
32.	19-Aug-2025	ORDERED: Motion to Continue Oral Argument (Appellee) = GRANTED and continuing the oral argument from 09/03/2025 to 10/01/2025 at 10:15 a.m. Hon David B Gass - Author

Court of Appeals, Division One

Civil Appeal

1 CA-CV 24-0818

DYREK v. DYREK

47 PROCEEDING ENTRIES

33.	19-Aug-2025	ORDERED: The parties shall simultaneously file responses to this order, no later than 08/26/2025, stating their respective positions on why sealing any portion of the superior court records or the appellate briefs is legally justified. Hon David B Gass - Author
34.	26-Aug-2025	CLNDR: MONTHLY COURT CASE CALENDAR, Department D, 10-1-25, 10:15 am, COURTROOM 2.
35.	26-Aug-2025	FILED: Response to Order Regarding the Sealing of Case Records; Certificate of Service Regarding Appellee's Response to Order Regarding the Sealing of Records (Appellee)
36.	26-Aug-2025	FILED: Response to Order Regarding Potential Unsealing; Certificate of Service to Response to Order Regarding Potential Unsealing (Appellant)
37.	27-Aug-2025	FILED: Return Receipt Re Oral Argument, signed by Bennett Cooper, on 8/19/25 (Appellant)
38.	4-Sep-2025	FILED: Notice of Oral Argument
39.	9-Sep-2025	FILED: Return Receipt for Notice of Oral Argument (Appellant)
40.	1-Oct-2025	FILED: Sign-in Sheet/Case is Under Advisement as of 10/01/2025
41.	26-Feb-2026	ORDERED: On the court's own volition, vacating the court's 10/30/2024, 01/15/2025, 04/02/2025, and 04/24/2025 orders sealing the appellate briefs. FURTHER ORDERED: Directing the clerk of this court to unseal the appellate briefs, including appendices. Hon David B Gass - Author
42.	27-Feb-2026	MEMORANDUM DECISION (Vacated, Remanded) Hon Michael J Brown - Author; Hon David B Gass - Concur; Hon Andrew J Becke - Concur
43.	27-Feb-2026	FILED: Decision Distribution Notification
44.	16-Mar-2026	FILED: ASC Order filed 03/16/2026 re: extending time for filing Petition for Review to 04/13/2026. This matter is subject to dismissal if the petition for review is not filed by 04/13/2026.
45.	14-Apr-2026	FILED: Email Notice from ASC re: Petition for Review filed 04/13/2026; request for partial record
46.	14-Apr-2026	FILED: Letter forwarding partial record to Arizona Supreme Court
47.	14-May-2026	FILED: ASC Order, 5/14/26, extending time to file amicus brief to 6/15/26