

Court of Appeals, Division One

Civil Appeal

1 CA-CV 24-0941

WILLIAMSFIELD/HIGLEY v. STREN et al.

Appellate Case Information

Case Filed: 27-Dec-2024
Case Closed:

Dept/Composition

Department C
Hon. James B Morse Jr.
Hon. Anni Hill Foster
Hon. David D Weinzweig

Side 1. WILLIAMSFIELD / HIGLEY LIMITED PARTNERSHIP, Plaintiff/Appellee

(Litigant Group) WILLIAMSFIELD/HIGLEY

- Williamsfield/Higley Limited Partnership

Attorneys for: Plaintiff/Appellee Williamsfield

William A Richards, Esq. (AZ Bar No. 13381)
Robert E Niska, Esq. (AZ Bar No. 37184)
Jennifer E Chapman, Esq. (AZ Bar No. 330275)

(Litigant Group) EISENBERG WH, LLC.

- Eisenberg WH LLC

Attorneys for: Defendant/Appellee Eisenberg

Arthur J Bourque, Esq. (AZ Bar No. 13773)

Side 2. CYNTHIA STREN, et al., Defendant/Appellant

(Litigant Group) STREN et al.

- ESTATE: Estate of Steven Stren
- Cynthia Stren
- Williamsfield Management LLC

Attorneys for: Defendants/Appellants

David L Abney, Esq. (AZ Bar No. 9001)

CASE STATUS

Nov 19, 2025...Under Advisement

PREDECESSOR CASE (S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2016-052096	Other Contract		Erik Thorson, Authoring Judge of Order		
MAR CV2023-051571					

63 PROCEEDING ENTRIES

- 27-Dec-2024 FILED: Index of Record, Notice of Appeal filed in the Superior Court of Maricopa County 11/29/24
- 27-Dec-2024 FILED: Record on Appeal (CV2016-052096): Combined Instruments/Minute Entries
Digital Exhibits: Hearing Date 11/6/23 - List and #1, 2, 3, 7, 13, 14, 15, 16, 17, 18, 19, 20, 21, 23, 24, 25, 26, 27, 29, 31, 33, 34, 36, 39, 40, 41, 42, 43, 44, 45, 47, 48, 49, 50, 52, 53, 54, 55, 56, 57, 58, 59, 60, 63, 64, 65, 66, 67, 68, 69, 73, 74, 75, 76, 77, 78, 80, 82, 83, 85, 90, 91, 92, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 108, 109, 110, 114, 117, 118, 119, 122, 124, 126, 127, 128, 130, 131, 136, 137, 138, D01, D02, D03, D04, D05, D06, D07, D11, D12, D13, D14, D15, D16, D17
- 27-Dec-2024 FILED: Record on Appeal (CV2023-051571): Combined Instruments/Minute Entries
- 30-Dec-2024 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
- 16-Jan-2025 FILED: Notice of Appearance for Appellants; Certificate of Service (Appellant)
- 21-Jan-2025 FILED: Appellants' Case Management Statement (Appellant)
- 22-Jan-2025 RECEIPT No.: 2025-00065 ; \$330.00, Authorization: #22007870688, Applied to: STREN et al. - Class A Filing Fee (\$330.00) Paid for: Clark Hill PLC - By nCourt LLC
- 3-Feb-2025 FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief Due
- 3-Feb-2025 FILED: Settlement Conference Program Notice
- 14-Feb-2025 FILED: Notice of Appearance of Attorney David L. Abney; Certificate of Service (Appellants)
- 15-Feb-2025 FILED: Reporter's Transcript - Bench Trial - Day 1 - 11/06/2023 (William J. Garling) (Appellants)
- 15-Feb-2025 FILED: Reporter's Transcript - Bench Trial - Day 2 - 11/07/2023 (Cindy Bachman) (Appellants)
- 15-Feb-2025 FILED: Reporter's Transcript - Bench Trial - Day 3 - 11/08/2023 (Dalia Ambriz) (Appellants)
- 18-Feb-2025 FILED: Notice of Appearance of Counsel for Williamsfield/Higley Limited Partnership and Payment of Filing Fee; Certificate of Service for Notice of Appearance and Payment of Filing Fee (Appellee Williamsfield)

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15.	18-Feb-2025	FILED: Notice of Appearance of Counsel for Eisenberg WH LLC and Payment of Filing Fee; Certificate of Service for Notice of Appearance and Payment of Filing Fee (Appellee Eisenberg)
16.	19-Feb-2025	FILED: Motion for Procedural Order to Extend Due Date for the Opening Brief; Certificate of Service (Appellant)
17.	19-Feb-2025	ORDERED: Motion for Procedural Order to Extend Due Date for the Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Friday, 02-28-2025 to Monday, 04-07-2025. If the brief is not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author
18.	24-Feb-2025	RECEIPT No.: 2025-00182 ; \$165.00, Authorization: #55003970891, Applied to: WILLIAMSFIELD/HIGLEY - Class B Filing Fee (\$165.00) Paid for: Richards & Moskowitz PLC - By nCourt LLC
19.	24-Feb-2025	RECEIPT No.: 2025-00183 ; \$165.00, Authorization: #55003970891, Applied to: EISENBERG - Class B Filing Fee (\$165.00) Paid for: Arthur J Bourque - By nCourt LLC
20.	7-Mar-2025	FILED: Reporter's Transcript - 08/03/2023 - Status Conference (Claire Sigsworth) (Appellant)
21.	7-Mar-2025	FILED: Reporter's Transcript - 07/14/2023 - Status Conference (Valerie Baxter) (Appellant)
22.	7-Mar-2025	FILED: Reporter's Transcript - 08/17/2023 - Status Conference (Claire Sigsworth) (Appellant)
23.	7-Mar-2025	FILED: Reporter's Transcript - 10/20/2023 - Status Conference (Claire Sigsworth) (Appellant)
24.	7-Mar-2025	FILED: Reporter's Transcript - 03/24/2023 - Trial Setting Conference (Valerie Baxter) (Appellant)
25.	7-Mar-2025	FILED: Reporter's Transcript - 07/29/2022 - Oral Argument (Valerie Baxter) (Appellant)
26.	7-Apr-2025	FILED: Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
27.	8-May-2025	FILED: Appellee's Unopposed Motion for Procedural Order to Extend Due Date of the Answering Brief; Certificate of Service (Appellee Williamsfield)
28.	9-May-2025	ORDERED: Appellee's Unopposed Motion for Procedural Order to Extend Due Date of the Answering Brief (Appellee Williamsfield) = GRANTED and extending the time to file all answering briefs from 05/19/2025 to 06/18/2025. If the briefs are not timely filed, the court will submit this appeal for decision on the record and the opening brief. Melina Brill ProTem Judge - Author
29.	14-Jun-2025	FILED: Request for Oral Argument; Certificate of Service (Appellant)
30.	18-Jun-2025	FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee/Williamsfield/Higley)
31.	18-Jun-2025	FILED: Appendix of Exhibits to Appellee's Answering Brief (Appellee/Williamsfield/Higley)
32.	30-Jun-2025	ORDERED: Amending the caption in this appeal. ORDERED: Upon filing of the reply brief, this appeal will be submitted for decision on the record and the filed briefs. Melina Brill ProTem Judge - Author
33.	3-Jul-2025	FILED: Unopposed Motion for Procedural Order to Extend Deadline for Reply Brief; Certificate of Service (Appellants)
34.	3-Jul-2025	ORDERED: Unopposed Motion for Procedural Order to Extend Deadline for Reply Brief (Appellants) = GRANTED. Due date EXTENDED from Tuesday, 07-08-2025 to Monday, 07-28-2025. 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
35.	28-Jul-2025	FILED: Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
36.	6-Aug-2025	ORDERED: Request for Oral Argument (Appellant) = GRANTED. Hon Randall M Howe - Author
37.	28-Aug-2025	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
38.	8-Sep-2025	FILED: Supplemented Superior Court e-Record with Revised Index of Record
39.	25-Sep-2025	CLNDR: MONTHLY COURT CASE CALENDAR, Department C, 11-19-25, 10:15 am, COURTROOM 1.
40.	28-Oct-2025	FILED: Notice of Oral Argument
41.	28-Oct-2025	FILED: Return Receipt for Notice of Oral Argument, signed by David L. Abney on 10/28/2025 (Appellant)
42.	31-Oct-2025	FILED: Return Receipt for Notice of Oral Argument, signed by William A. Richards on 10/28/2025 (Appellee Williamsfield)
43.	16-Nov-2025	FILED: Request for Judicial Notice of Complete Certified Probate File of the Ontario Superior Court of Justice; Certificate of Service (Appellant)
44.	16-Nov-2025	FILED: First Supplemental Citation of Legal Authority; Certificate of Service (Appellant)
45.	16-Nov-2025	FILED: Second Supplemental Citation of Legal Authority; Certificate of Service (Appellant)
46.	16-Nov-2025	FILED: Third Supplemental Citation of Legal Authority; Certificate of Service (Appellant)

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47.	16-Nov-2025	FILED: Fourth Supplemental Citation of Legal Authority; Certificate of Service (Appellant)
48.	17-Nov-2025	FILED: Appellee's Objection to Untimely and Inaccurate Filings by Appellant; Certificate of Service (Appellee Williamsfield)
49.	19-Nov-2025	FILED: Sign-in Sheet/Case is Under Advisement as of 11/19/2025
50.	21-Nov-2025	ORDERED: Request for Judicial Notice of Complete Certified Probate File of the Ontario Superior Court of Justice (Appellant) = GRANTED and remanding this case to the superior court to determine when probate was opened in Canada within 90 days of this order. FURTHER ORDERED: Staying the appeal for 150 days. This Court will calendar this case for conference once the stay expires. Hon Veronika Fabian - Author
51.	5-Feb-2026	FILED: Joint Motion for Extension of Time Re the Court of Appeals' November 21, 2026 Order; Certificate of Service (Appellee Williamsfield)
52.	6-Feb-2026	FILED: Memorandum: Judge Weinzweig for Judge Fabian (Chief Judge Howe)
53.	13-Feb-2026	FILED: Supplemented Superior Court e-Record with Revised Index of Record[Includes Joint Status Notice] (CV2016-052096)
54.	20-Feb-2026	ORDERED: Joint Motion for Extension of Time Re the Court of Appeals' November 21, 2026 Order (Appellee Williamsfield) = GRANTED and continuing the stay of this appeal until 04/20/2026, for the purposes set forth in this court's 11/21/2025 stay order. This Court will calendar this case for conference once the stay expires. Hon James B Morse Jr. - Author
55.	3-Mar-2026	FILED: Notice of Substitution of Counsel for Williamsfield/Higley Limited Partnership; Certificate of Service (Appellees)
56.	20-Apr-2026	FILED: Supplemented Superior Court e-Record with Revised Index of Record (CV2016-052096)
57.	21-Apr-2026	ORDERED: Directing each party to file by 05/04/2026, a memorandum of no more than 10 pages informing this court of the effect (if any) of that ruling on their positions in this appeal. Hon James B Morse Jr. - Author
58.	24-Apr-2026	FILED: Appellee's Emergency Motion for Leave to File Emergency Motion for Review and Rejection of the Superior Court's Ruling for Failure to Meet Requirements of the Remand Order; Certificate of Service; Appellee's Emergency Motion for Review and Rejection of the Superior Court's Ruling for Failure to Meet Requirements of the Remand Order; Exhibits A - B, 1-27 (Appellee Williamsfield)
59.	26-Apr-2026	FILED: Response to Appellee's Emergency Motions; Certificate of Service (Appellants)
60.	27-Apr-2026	FILED: Notice of Appearance of Counsel for Williamsfield/Higley Limited Partnership; Certificate of Service (Appellee)
61.	30-Apr-2026	ORDERED: Appellee's Emergency Motion for Leave to File Emergency Motion for Review and Rejection of the Superior Court's Ruling for Failure to Meet Requirements of the Remand Order. Appellee's Emergency Motion for Review and Rejection of the Superior Court's Ruling for Failure to Meet Requirements of the Remand Order (Appellee Williamsfield) = DENIED. FURTHER ORDERED: Denying Appellants' request for sanctions under ARCAP 25. Hon James B Morse Jr. - Author
62.	4-May-2026	FILED: Appellee's Memorandum; Certificate of Service; Exhibits A - B; Exhibits C - E (Appellee Williamsfield)
63.	4-May-2026	FILED: Memorandum on Effect of the Superior-Court Ruling that Probate of the Estate Opened in Canada on October 23, 2016; Certificate of Service (Appellant)