

Court of Appeals, Division One

Civil Appeal

1 CA-CV 25-0086

LALLISS v. NATIONAL LIABILITY

Appellate Case Information

Case Filed: 28-Jan-2025

Case Closed:

Dept/Composition

Department D

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

Side 1. VERNON R. LALLISS, Plaintiff/Appellant

(Litigant Group) VERNON R. LALLISS

- Vernon R Lalliss

Attorneys for: Plaintiff/Appellant

Keith R Lalliss, Esq. (AZ Bar No. 2293)

Side 2. NATIONAL LIABILITY & FIRE INSURANCE, CO., Defendant/Appellee

(Litigant Group) NATIONAL LIABILITY & FIRE INSURANCE, CO.

- National Liability & Fire Insurance Co

Co-Counsel for: Defendant/Appellee

Anthony J Fernandez, Esq. (AZ Bar No. 18342)
Cody N Crosier, Esq. (AZ Bar No. 33706)
John K Wittwer, Esq. (AZ Bar No. 25035)
Sydney Lewin, Esq. (AZ Bar No. 38314)
Karen C Stafford, Esq. (AZ Bar No. 30308)

CASE STATUS

Feb 12, 2026....Pending in ASC

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CV2022-093561, Unclassified Civil, Rodrick J Coffey, Authoring Judge of Order.

DESCENDENT CASE(S)

ASC CV-26-0033-PR

CASE DECISION

30-Dec-2025 MEMORANDUM DECISION

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

Filed: 30-Dec-2025 Mandate:

Table with 1 column: Decision Disposition. Value: Affirmed

50 PROCEEDING ENTRIES

- 1. 28-Jan-2025 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 12/30/24
2. 28-Jan-2025 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
3. 28-Jan-2025 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4. 10-Feb-2025 RECEIPT No.: 2025-00130 ; \$330.00, Check Number: # 9012, Applied to: VERNON R. LALLISS - Class A Filing Fee (\$330.00) Paid for: Keith R Lalliss - By Keith R Lalliss Atty
5. 12-Feb-2025 FILED: Notice of Appearance; Certificate of Service Re Notice of Appearance (Appellee)
6. 18-Feb-2025 FILED: Case Management Statement (Appellant)
7. 19-Feb-2025 RECEIPT No.: 2025-00160 ; \$165.00, Authorization: # 50011685138, Applied to: NATIONAL LIABILITY & FIRE INSURANCE, CO. - Class B Filing Fee (\$165.00) Paid for: The Cavanagh Law Firm PA - By nCourt, LLC
8. 21-Feb-2025 ORDERED: (per Sorensen v. Farmers) staying appeal until 03/24/2025, revesting jurisdiction in superior court and authorizing that court to consider a motion for a signed judgment with Rule 54(c) finality language. FURTHER ORDERED: Appellant must file motion asking superior court to enter signed judgment. If no order has been signed by 03/24/2025, appellant must file motion to continue stay of appeal that describes status of matter. Otherwise, this court will dismiss appeal. FURTHER ORDERED: Opening brief due by 04/23/2025. If brief not timely filed, court will dismiss this appeal. Melina Brill ProTem Judge - Author
9. 31-Mar-2025 ORDERED: If appellant does not file notice in this court by 04/10/2025, indicating whether the superior court entered a signed Rule 54(c) judgment, this court will dismiss this appeal. If the judgment was entered, appellant must attach the judgment to the notice. Melina Brill ProTem Judge - Author

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50 PROCEEDING ENTRIES

10. 1-Apr-2025 FILED: Appellant's Motion for Additional Time to File Opening Brief; Appellant's Motion for Additional Time to File Opening Brief (Certificate of Service) (Duplicate) (Appellant)
11. 1-Apr-2025 ORDERED: If appellant does not file notice in this court by 04/10/2025, indicating whether the superior court entered a signed Rule 54(c) judgment, this court will dismiss this appeal. If the judgment was entered, appellant must attach the judgment to the notice. FURTHER ORDERED: Appellant's Motion for Additional Time to File Opening Brief (Appellant) = DENIED as unnecessary. Melina Brill ProTem Judge - Author
12. 9-Apr-2025 FILED: Appellate Clerk Notice re: Appellee's Filing Fee of \$165.00 was paid on 02/19/2025; Appellant's Brief Due
13. 9-Apr-2025 FILED: Settlement Conference Program Notice
14. 9-Apr-2025 FILED: Appellant's Second Motion for Additional Time to Stay Appeal; Certificate of Service of Appellant's [sic] Second Motion for Additional Time to Stay Appeal (Appellant)
15. 10-Apr-2025 ORDERED: Appellant's Second Motion for Additional Time to Stay Appeal (Appellant) = GRANTED and continuing the stay of this appeal until 05/09/2025, for the purposes set forth in this court's 02/21/2025 stay order. FURTHER ORDERED: The stay will be lifted automatically on 05/12/2025, unless before that date appellant files a motion to continue the stay. If appellant does not file a motion to continue the stay and the superior court has not entered a signed Rule 54(c) judgment, this court will dismiss this appeal. FURTHER ORDERED: The opening brief is due by 06/11/2025. If the brief is not timely filed, this court will dismiss this appeal. Melina Brill ProTem Judge - Author
16. 15-May-2025 FILED: Notice of Filing of Amended Superior Court Judgment; Certificate of Service of Appellant's [sic] Notice of Filing Amended Judgment; Revised Judgment of Dismissal of Complaint and Order Granting Defendant's Motion for Summary Judgment (Appellant)
17. 16-May-2025 ORDERED: Continuing the stay of this appeal until 06/06/2025, for the purposes set forth in this court's 02/21/2025 stay order. FURTHER ORDERED: The stay will be lifted automatically on 06/09/2025, unless before that date appellant files a motion to continue the stay. If appellant does not file a motion to continue the stay and the superior court has not entered a signed Rule 54(c) judgment, this court will dismiss this appeal. FURTHER ORDERED: The opening brief is due by 07/09/2025. If the brief is not timely filed, this court will dismiss this appeal. Melina Brill ProTem Judge - Author

[vacated per order filed 05/16/2025]
18. 16-May-2025 ORDERED: Vacating the Order Continuing Stay. FURTHER ORDERED: The opening brief is due by 06/11/2025. If the brief is not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author
19. 22-May-2025 FILED: Supplemented Superior Court e-Record with Revised Index of Record
20. 11-Jun-2025 FILED: Appellant's Second Motion for Additional Time to File Opening Brief; Appellant's Second Motion for Additional Time to File Opening Brief (Duplicate) (Certificate of Service) (Appellant)
21. 12-Jun-2025 ORDERED: Appellant's Second Motion for Additional Time to File Opening Brief (Appellant) = GRANTED and extending the time to file the opening brief from 06/11/2025 to 06/16/2025. If the brief is not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author
22. 17-Jun-2025 FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service of Opening Brief (Appellant)
23. 17-Jun-2025 FILED: Certificate of Compliance (Duplicate); Certificate of Service (Duplicate) (Appellant)
24. 17-Jun-2025 FILED: Certificate of Service (Duplicate) (Appellant)
25. 23-Jul-2025 FILED: Defendant/Appellee's Unopposed Motion for Procedural Order for Extension of Time to File Answering Brief (First Request); Certificate of Service for Defendant/Appellee's Unopposed Motion for Procedural Order for Extension of Time to File answering Brief (First Request) (Appellee)
26. 23-Jul-2025 ORDERED: Defendant/Appellee's Unopposed Motion for Procedural Order for Extension of Time to File Answering Brief (First Request) (Appellee) = GRANTED. Due date extended from Monday, 07-28-2025 to Monday, 08-11-2025. 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
27. 7-Aug-2025 FILED: Defendant/Appellee's Unopposed Motion for Procedural Order for Extension of Time to File Answering Brief (Second Request); Certificate of Service for Defendant/Appellee's Unopposed Motion for Procedural Order for Extension of Time to File Answering Brief (Second Request) (Appellee)
28. 8-Aug-2025 ORDERED: Defendant/Appellee's Unopposed Motion for Procedural Order for Extension of Time to File Answering Brief (Second Request) (Appellee) = GRANTED. Due date EXTENDED from Monday, 08-11-2025 to Monday, 08-25-2025. 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
29. 25-Aug-2025 FILED: Appellee's Answering Brief; Certificate of Compliance for Appellee's Answering Brief; Certificate of Service for Appellee's Answering Brief (Appellee)
30. 16-Sep-2025 FILED: Appellant's Motion for Extension of Time to File Reply Brief; Certificate of Service of Appellant's [sic] Motion for Extension of Time to File Reply Brief (Appellant)

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31. 17-Sep-2025 ORDERED: Appellant's Motion for Extension of Time to File Reply Brief (Appellant) = GRANTED. ; Due date EXTENDED from Monday, 09-15-2025 to Tuesday, 09-23-2025. The court will not grant any further extension absent new and unforeseen circumstances. 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
32. 24-Sep-2025 FILED: Appellant's Second Motion to Extend Time to File Reply Brief; Appellant's Second Motion to Extend Time to File Reply Brief (Duplicate) (Certificate of Service) (Appellant)
33. 24-Sep-2025 ORDERED: Appellant's Second Motion to Extend Time to File Reply Brief (Appellant) = GRANTED. Due date EXTENDED from Tuesday, 09-23-2025 to Thursday, 09-25-2025. 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
34. 25-Sep-2025 FILED: Appellant's Reply Brief; Certificate of Compliance; Certificate of Service for Reply Brief (Appellant)
35. 25-Sep-2025 FILED: Certificate of Service for Reply Brief (Appellant)
36. 7-Oct-2025 FILED: Appellees' [sic] Request for Oral Argument; Certificate of Service for Defendant/Appellee's Request for Oral Argument (Appellee)
37. 8-Oct-2025 ORDERED: Appellees' [sic] Request for Oral Argument (Appellee)' = GRANTED. Hon Randall Howe - Author
38. 24-Oct-2025 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
39. 27-Oct-2025 CLNDR: MONTHLY COURT CASE CALENDAR, Department D, 12-3-25, 09:30 am, COURTROOM 2.
40. 3-Nov-2025 FILED: Supplemented Superior Court e-Record with Revised Index of Record
41. 4-Nov-2025 FILED: Notice of Oral Argument
42. 6-Nov-2025 FILED: Return Receipt Re Oral Argument, signed by Keith R. Lalliss, on (11/06/2025)
43. 19-Nov-2025 FILED: Notice of Filing Return Receipt (Return Receipt for Notice of Oral Argument, signed by John K Wittwer on 11/19/2025); Certificate of Service for Defendant/Appellee's Return Receipt for Notice of Oral Argument (Appellee)
44. 3-Dec-2025 FILED: Sign-in Sheet/Case is Under Advisement as of 12/03/2025
45. 30-Dec-2025 MEMORANDUM DECISION (Affirmed) Hon David B Gass - Author; Hon Michael J Brown - Concur; Hon Andrew J Becke - Concur
46. 30-Dec-2025 FILED: Decision Distribution Notification
47. 2-Feb-2026 FILED: ASC Order filed 02/02/2026 re: extending time for filing Petition for Review to 02/13/2026. This matter is subject to dismissal if a petition for review is not filed by 02/13/2026.
48. 18-Feb-2026 FILED: Email Notice from ASC re: Petition for Review filed 02/12/2026; request for partial record
49. 18-Feb-2026 FILED: Letter forwarding partial record to Arizona Supreme Court
50. 17-Mar-2026 FILED: ASC Order filed 03/17/2026 re: extending time for filing Response to Petition for Review to 03/27/2026