

Court of Appeals, Division One

Civil Appeal

1 CA-CV 25-0596

MASJID OMAR v. TEMPE/MOONSHADOW

Appellate Case Information

Case Filed: 12-Aug-2025

Case Closed:

Dept/Composition

Side 1. MASJID OMAR IBN AL-KHATTAB, Plaintiff/Appellant/Cross-Appellee

(Litigant Group) MASJID OMAR IBN AL-KHATTAB

- Masjid Omar IBN Al-Khattab PRO SE

Side 2. CITY OF TEMPE, et al., Defendant/Appellee

(Litigant Group) CITY OF TEMPE, et al.

- City of Tempe
City of Tempe City Council

Attorneys for: Defendant/Appellee Tempe
Eric C Anderson, Esq. (AZ Bar No. 16114)
Sarah R Anchors, Esq. (AZ Bar No. 25344)

Side 3. MOONSHADOW PROPERTIES, LLC, Defendant/Appellee/Cross-Appellant

(Litigant Group) MOONSHADOW PROPERTIES, LLC

- Moonshadow Properties LLC

Co-Cnsl for: Defendant/Appellee/Cross-Appellant
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Robert A Mandel, Esq. (AZ Bar No. 22936)
Eileen Letts, Esq. (IL Bar No. eileenletts)

Side 4. MUHAMMED ZUBAIR, et al., Defendant/Appellee

(Litigant Group) MUHAMMED ZUBAIR, et al.

- Muhammed Zubair
Shameem Zubair

Attorneys for: Defendants/Appellees Zubair
Dennis C Bastron, Esq. (AZ Bar No. 27294)

(Litigant Group) SAJJAD MINHAS

- Sajjad Minhas

Attorneys for: Defendant/Appellee S. Minhas
Daniel W McCarthy, Esq. (AZ Bar No. 13326)

(Litigant Group) TIMOTHY A. LASOTA, et al.

- Timothy A LaSota
AZ Bar No. 20539
[Current Member]
Admitted 10/23/00
Sonya Pastor La Sota

Attorneys for: Defendants/Appellees La Sota
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- Snell & Wilmer LLP
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Attorneys for: Defendants/Appellees Snell & Wilmer
Edward J Hermes, Esq. (AZ Bar No. 30529)

CASE STATUS

Feb 3, 2026.....Stayed

Table with 6 columns: PREDECESSOR CASE (S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, LC2022-000045-001, Special Action, John L Blanchard, Authoring Judge of Order.

OPEN DUE DATE

Court Ordered Document due Due By: Monday, August 3, 2026

Re: \* ORDERED: Staying this appeal and cross-appeal pending further order. FURTHER ORDERED: Within 10 days after resolution of the appeal from the 12/05/2025 ruling, Al-Khattab shall file notice of the decision in this appeal. The court does not intend to con

41 PROCEEDING ENTRIES

- 1. 12-Aug-2025 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 07/14/25

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2. 12-Aug-2025 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits: None
3. 12-Aug-2025 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4. 15-Aug-2025 FILED: Appellant's Notice of Filing Transcript; Certificate of Service of Appellant's Notice of Filing Transcript (Appellant/Cross-Appellee)
5. 15-Aug-2025 FILED: Reporter's Transcript - 03/31/2025 - Oral Argument (Kimberly C McCright) (Appellant/Cross-Appellee)
6. 20-Aug-2025 RECEIPT No.: 2025-00926 ; \$330.00, Authorization: 32004492544, Applied to: MASJID OMAR IBN AL-KHATTAB - Class A Filing Fee (\$330.00) Paid for: Fennemore Craig PC - By nCourt LLC
7. 2-Sep-2025 FILED: Case Management Statement (Appellant/Cross-Appellee)
8. 5-Sep-2025 FILED: Procedural Motion to Suspend Appeal and Revest Jurisdiction in Superior Court; Certificate of Service (Appellant/Cross-Appellee)
9. 5-Sep-2025 FILED: Notice of Intention to Respond to Masjid Omar Ibn Al-Khattab's Motion to Suspend Appeal and Revest Jurisdiction in The Superior Court; Certificate of Service (Appellee/Cross-Appellant)
10. 8-Sep-2025 ORDERED: Vacating the 10/14/2025 due date for the opening brief. The order ruling on the pending motion (to suspend appeal) will set a due date to file the opening brief. Melina Brill ProTem Judge - Author
11. 9-Sep-2025 RECEIPT No.: 2025-00996 ; \$165.00, Check Number: #1911, Applied to: MOONSHADOW PROPERTIES, LLC - Class A Upgrade Fee (A-B) (\$165.00) Paid for: Zuber Lawler LLP - By Advance Courier Services
12. 12-Sep-2025 RECEIPT No.: 2025-01016 ; \$165.00, Authorization: # 55006514761, Applied to: MOONSHADOW PROPERTIES, LLC - Class B Filing Fee (\$165.00) Paid for: Zuber Lawler LLP - By nCourt LLC
13. 16-Sep-2025 FILED: Response to Motion to Suspend Appeal and Revest Jurisdiction in Superior Court and Cross-Motion to Dismiss Masjid Omar Ibn Al-Khattab's Appeal for Lack of Jurisdiction; Certificate of Service; Exhibit 1 (Appellee/Cross-Appellant)
14. 18-Sep-2025 FILED: Procedural Motion to Set Deadline for Combined Reply/Response; Certificate of Service (Appellant/Cross-Appellee)
15. 18-Sep-2025 FILED: Notice of Errata to Response to Motion to Suspend Appeal and Revest Jurisdiction in Superior Court and Cross-Motion to Dismiss Masjid Omar Ibn Al-Khattab's Appeal for Lack of Jurisdiction; Certificate of Service (Cross-Appellant Moonshadow)
16. 19-Sep-2025 ORDERED: Procedural Motion to Set Deadline for Combined Reply/Response (Appellant/Cross-Appellee) = GRANTED. FURTHER ORDERED: A combined reply to the motion to suspend appeal and response to the cross-motion to dismiss appeal is due by 09/30/2025. Melina Brill ProTem Judge - Author
17. 30-Sep-2025 FILED: Combined Reply in Support of Procedural Motion to Suspend Appeal and Revest Jurisdiction in Superior Court and Response to Cross-Motion to Dismiss Appeal for Lack Of Jurisdiction; Certificate of Service (Appellant)
18. 1-Oct-2025 FILED: Motion for Procedural Order Extending Deadline for Reply in Further Support of Cross-Motion to Dismiss Appellate Proceedings for Lack of Jurisdiction; Certificate of Service (Appellee/Cross-Appellant)
19. 3-Oct-2025 ORDERED: Motion for Procedural Order Extending Deadline for Reply in Further Support of Cross-Motion to Dismiss Appellate Proceedings for Lack of Jurisdiction (Appellee/Cross-Appellant) = GRANTED. Due date EXTENDED from Tuesday, 10-07-2025 to Tuesday, 10-21-2025. Melina Brill ProTem Judge - Author
20. 20-Oct-2025 FILED: Reply in Further Support of Moonshadow's Cross-Motion to Dismiss Appeal for Lack of Jurisdiction; Certificate of Service (Appellee/Cross-Appellant)
21. 22-Oct-2025 ORDERED: Procedural Motion to Suspend Appeal and Revest Jurisdiction in Superior Court (Appellant/Cross-Appellee) = GRANTED and staying this appeal until 12/05/2025. FURTHER ORDERED: Revesting jurisdiction in the Maricopa County Superior Court and authorizing that court to consider the pending Rule 60 motion and motion for reconsideration. This court does not express an opinion regarding the merits of either motion or whether the court has jurisdiction over this appeal. FURTHER ORDERED: Directing Al-Khattab to file a notice in this court with a copy of the rulings within 10 days after entry. The notice must indicate whether Al-Khattab intends to pursue this appeal. FURTHER ORDERED: That if a party wants this court to review any additional rulings, that party must file a timely notice of appeal or amended notice of appeal. FURTHER ORDERED: That if the superior court has not ruled on the motions by 12/05/2025, Al-Khattab must file a notice in this court regarding the status of the motions. FURTHER ORDERED: The court will address the briefing schedule after the superior court rules on the pending motions. FURTHER ORDERED: Response to Motion to Suspend Appeal and Revest Jurisdiction in Superior Court and cross-motion to dismiss masjid omar ibn al-khattab's appeal for lack of jurisdiction (Appellee/Cross-Appellant) = DENIED without prejudice to filing a new motion to dismiss after the superior court rules on the pending motions. Hon Randall M Howe - Author
22. 15-Dec-2025 FILED: Notice of Superior Court's Ruling and Masjid's Request for Additional Time to Notify Court Whether It Intends to Pursue This Appeal; Certificate of Service (Appellant/Cross-Appellee)
23. 15-Dec-2025 FILED: Response to Masjid's Notice of Superior Court's Ruling and Masjid's Request for Additional Time to Notify Court Whether it Intends to Pursue this Appeal; Certificate of Service; Exhibit A; Exhibit B (Appellee/Cross-Appellant)
24. 15-Dec-2025 FILED: Supplemented Superior Court e-Record with Revised Index of Record

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25. 16-Dec-2025 ORDERED: Notice of Superior Court's Ruling and Masjid's Request for Additional Time to Notify Court Whether it Intends to Pursue this Appeal (Appellant/Cross-Appellee) = GRANTED. Due date EXTENDED from Friday, 12-05-2025 to Monday, 01-05-2026. Melina Brill ProTem Judge - Author
26. 2-Jan-2026 FILED: Notice Regarding Jurisdictional Defects, Attachment of Superior Court Notices, Intent to Retain Counsel, and Request for Extension of Time (Appellee Minhas Pro Per)  
  
[Stricken per order filed 01/27/2026]
27. 5-Jan-2026 FILED: Notice re Intent to Pursue this Appeal; Notice - Certificate of Service (Appellant/Cross-Appellee)
28. 7-Jan-2026 RECEIPT No.: 2026-00023 ; \$165.00, Authorization: #07011678064, Applied to: SAJJAD MINHAS - Class B Filing Fee (\$165.00) Paid for: - By nCourt LLC
29. 7-Jan-2026 RECEIPT No.: 2026-00025 ; \$165.00, Authorization: #07011678064, Applied to: SAJJAD MINHAS - Class B Filing Fee (\$165.00) Paid for: SAJJAD MINHAS - By nCourt LLC (Memo: X-Ref: 2026-00023)
30. 7-Jan-2026 VOID RECEIPT No.: 2026-00023 - \$-165.00, Authorization: #07011678064, - Applied to: SAJJAD MINHAS - Class B Filing Fee (\$-165.00) Paid for: - By: nCourt LLC VOID Reason: X-Ref: 2026-00025. paid for section left blank. alr.
31. 7-Jan-2026 FILED: Moonshadow Properties' Motion to Strike Legally-Prohibited Notice and Request of January 2, 2026; Certificate of Service; Untitled (Exhibit 1); Untitled (Exhibits 2 and 3) (Appellee/Cross-Appellant)
32. 27-Jan-2026 ORDERED: Moonshadow Properties' Motion to Strike Legally-Prohibited Notice and Request of January 2, 2026 (Appellee/Cross-Appellant) = GRANTED and striking the Notice Regarding Jurisdictional Defects, Attachment of Superior Court Notices, Intent to Retain Counsel, and Request for Extension of Time filed on 01/02/2026. FURTHER ORDERED: Directing the Clerk of the Court to send this order to Sajjad A. Minhas. Melina Brill ProTem Judge - Author
33. 30-Jan-2026 FILED: Notice of Fiduciary Record Preservation (Appellee S. Minhas Pro Per)  
  
[Stricken per order filed 02/03/2026 - jb]
34. 3-Feb-2026 ORDERED: Striking the Notice of Fiduciary Record Preservation. Melina Brill ProTem Judge - Author
35. 3-Feb-2026 ORDERED: Staying this appeal and cross-appeal pending further order. FURTHER ORDERED: Within 10 days after resolution of the appeal from the 12/05/2025 ruling, Al-Khattab shall file notice of the decision in this appeal. The court does not intend to consolidate that appeal with this appeal. FURTHER ORDERED: Directing Al-Khattab to file a status report by 08/03/2026, if notice pursuant to the previous paragraph is not filed before that date. Hon Randall M Howe - Author
36. 13-Feb-2026 FILED: Joint Motion to Withdraw as Counsel of Record for Appellant Masjid Omar Al-Khattab (Without Client Consent); Certificate of Service of Joint Motion to Withdraw as Counsel of Record for Appellant Masjid Omar Al-Khattab (Without Client Consent) (Appellant/Cross-Appellee)
37. 17-Feb-2026 ORDERED: Joint Motion to Withdraw as Counsel of Record for Appellant Masjid Omar Al-Khattab (Without Client Consent) (Appellant/Cross-Appellee) = DENIED in its present form.. Melina Brill ProTem Judge - Author
38. 18-Feb-2026 FILED: Amended Joint Motion to Withdraw as Counsel of Record for Appellant Masjid Omar IBN Al-Khattab (Without Client Consent); Certificate of Service of Amended Joint Motion to Withdraw as Counsel of Record for Appellant Masjid Omar IBN Al-Khattab (Without Client Consent) (Appellant/Cross-Appellee)
39. 27-Feb-2026 FILED: Opposition to Amended Joint Motion to Withdraw as Counsel of Record and Motion to Reject Withdrawal (Appellee S Minhas Pro Per)  
  
[Stricken per order filed 03/25/2026]
40. 6-Mar-2026 FILED: Moonshadow Properties' Motion to Strike the Combined Opposition to Amended Joint Motion to Withdraw as Counsel of Record and Motion to Reject Withdrawal; Certificate of Service (Appellee/Cross-Appellant)
41. 25-Mar-2026 ORDERED: Moonshadow Properties' Motion to Strike the Combined Opposition to Amended Joint Motion to Withdraw as Counsel of Record and Motion to Reject Withdrawal (Appellee/Cross-Appellant) = GRANTED. FURTHER ORDERED: Amended Joint Motion to Withdraw as Counsel of Record for Appellant Masjid Omar IBN Al-Khattab (Without Client Consent) (Appellant/Cross-Appellee) = GRANTED. The parties are reminded that this appeal is stayed and appellant/cross-appellee's status report, which must be filed through a licensed attorney, is due by 08/03/2026.