

Court of Appeals, Division One

Civil Appeal

1 CA-CV 25-0623

ANDERSON et al. v. LIFEDEVINE5040 et al.

Appellate Case Information

Case Filed: 19-Aug-2025

Case Closed:

Dept/Composition

Department D

Hon. Daniel J Kiley
Hon. D Steven Williams
Hon. Cynthia J Bailey

Side 1. JOSEPH ANDERSON, et al., Plaintiff/Appellee

(Litigant Group) ANDERSON et al.

- Joseph Anderson
Stefanie Lotz
Michael Lotz

Attorneys for: Plaintiffs/Appellees

Jay A Zweig, Esq. (AZ Bar No. 11153)
Mitchell Turbenson, Esq. (AZ Bar No. 33278)

Side 2. LIFEDEVINE5040 LLC, et al., Defendant/Appellant

(Litigant Group) LIFEDEVINE5040 et al.

- Lifedevine5040 LLC
Rozaliya Heinen
Arvin Thomas

Attorney for: Defendants/Appellants

Ross P Meyer, Esq. (AZ Bar No. 28473)
Sara N Rock, Esq. (AZ Bar No. 36152)

CASE STATUS

May 7, 2026.....Decision Rendered

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR CV2023-014321, Tort Non-Motor Vehicle, Jennifer C Ryan-Touhill, Authoring Judge of Order.

OPEN DUE DATE

Petition for Review to ASC Due

Due By:

Monday, June 8, 2026

Re: MEMORANDUM DECISION (Vacated) Hon Cynthia J Bailey - Author; Hon Daniel J Kiley - Concur; Hon D Steven Williams - Concur

PENDING MATTER

General Motion

Filed: 18-May-2026

\* Appellants' Verified Statement of Costs and Memorandum in Support (Appellant)

5/26: Plaintiffs-Appellees' Objection to Appellants' Verified Statement of Costs and Memorandum in Support (Appellee)

CASE DECISION

07-May-2026 MEMORANDUM DECISION

Cynthia Bailey.....Author
Daniel Kiley.....Concur
D Williams.....Concur

Filed: 07-May-2026

Mandate:

Decision Disposition

Vacated

40 PROCEEDING ENTRIES

- 1. 19-Aug-2025 FILED: Index of Record, Notice of Appeal filed in the Superior Court of Maricopa County 5/29/25
2. 19-Aug-2025 FILED: Record on Appeal: Combined Instruments/Minute Entries Digital Exhibits: Hearing Date 10/03/23 - List and #P1, P2, P3, P4, P5, P6, P7, P8, P9, P10, D1, D2, D3, D4, D5, D6, D7, D8
3. 19-Aug-2025 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4. 25-Aug-2025 RECEIPT No.: 2025-00941 ; \$330.00, Check Number: #15196, Applied to: LIFEDEVINE5040 et al. - Class A Filing Fee (\$330.00) Paid for: - By Enara Law PLLC
5. 8-Sep-2025 FILED: Case Management Statement (Appellant)
6. 8-Sep-2025 FILED: Certificate of Service (Appellant)
7. 10-Sep-2025 FILED: Appellate Clerk Notice re: Appellees Fee; Appellant's Brief Due
8. 10-Sep-2025 FILED: Settlement Conference Program Notice

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9.	16-Sep-2025	FILED: Notice of Plaintiffs'/Appelles'[sic] Payment of Filing Fee (Appellee)
10.	22-Sep-2025	RECEIPT No.: 2025-01058 ; \$165.00, Authorization: #65011857614, Applied to: ANDERSON et al. - Class B Filing Fee (\$165.00) Paid for: Ballard Spahr LLP - By nCourt LLC
11.	16-Oct-2025	FILED: Unopposed Motion for Procedural Order to Correct the Docket Due to Incorrect Name of Appellees; Certificate of Service (Appellants)
12.	17-Oct-2025	ORDERED: Unopposed Motion for Procedural Order to Correct the Docket Due to Incorrect Name of Appellees (Appellants) = GRANTED and amending the docket in this appeal by changing appellees "Stefanie Lots" and "Michael Lots" to "Stefanie Lotz" and "Michael Lotz". Steven C Lawrence ProTem Judge - Author
13.	20-Oct-2025	FILED: Appellants' Motion for Procedural Order to Extend the Time to File Appellants' Opening Brief; Certificate of Service (Appellants)
14.	21-Oct-2025	ORDERED: Appellants' Motion for Procedural Order to Extend the Time to File Appellants' Opening Brief (Appellants) = GRANTED in part. Opening Brief Due date EXTENDED from Monday, 10-20-2025 to Friday, 10-24-2025. FURTHER ORDERED: Denying the request to extend the deadline for filing the answering brief without prejudice to consideration of a new extension motion after the due date for that brief is set. The parties are encouraged to submit future extension motions at least 5 business days prior to the brief deadline. Melina Brill ProTem Judge - Author
15.	24-Oct-2025	FILED: Appellants' Motion to Seal Opening Brief and Appendix; Certificate of Service (Appellants)
16.	24-Oct-2025	FILED: Certificate of Compliance to Appellants' Opening Brief; Certificate of Service to Appellants' Opening Brief (Appellant)
17.	24-Oct-2025	FILED: Opening Brief (Filed Under Seal)  [Unsealed per order filed 4/14/26]
18.	12-Nov-2025	ORDERED: Appellants' Motion to Seal Opening Brief and Appendix (Appellants) = GRANTED and accepting the opening brief and appendix filed under seal on 10/24/2025, subject to access by court personnel as needed for processing this appeal. Hon Randall M Howe - Author
19.	3-Dec-2025	FILED: Appellees' Motion to Seal Portions of Answering Brief; Certificate of Service (Appellees)
20.	3-Dec-2025	FILED: Plaintiffs-Appellees' Answering Brief (REDACTED); Certificate of Compliance; Certificate of Service (Appellees)
21.	3-Dec-2025	FILED: Plaintiffs-Appellees' Answering Brief (Filed Under Seal) (Appellee)  [Unsealed per order filed 4/14/26]
22.	18-Dec-2025	ORDERED: Appellees' Motion to Seal Portions of Answering Brief (Appellees) = GRANTED and accepting the answering brief filed under seal on 12/03/2025, subject to access by court personnel as needed for processing this appeal. Hon Randall M Howe - Author
23.	22-Dec-2025	FILED: Appellants' Unopposed Motion for Procedural Order to Extend the Time to File Appellants' Reply Brief; Certificate of Service (Appellants)
24.	22-Dec-2025	ORDERED: Appellants' Unopposed Motion for Procedural Order to Extend the Time to File Appellants' Reply Brief (Appellants) = GRANTED. Due date EXTENDED from Tuesday, 12-23-2025 to Friday, 01-02-2026. 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
25.	2-Jan-2026	FILED: Appellants' Motion to Seal Reply Brief; Certificate of Service (Appellants)
26.	2-Jan-2026	FILED: Reply Brief (Filed Under Seal) (Appellants)  [Unsealed per order filed 4/14/26]
27.	2-Jan-2026	FILED: Reply Brief; Certificate of Compliance to Appellants' Reply Brief; Certificate of Service to Appellants' Reply Brief (Appellants)
28.	22-Jan-2026	ORDERED: Appellants' Motion to Seal Reply Brief (Appellants) = GRANTED and accepting the reply brief filed under seal on 01/02/2026, subject to access by court personnel as needed for processing this appeal. Hon Randall M Howe - Author
29.	5-Feb-2026	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
30.	17-Feb-2026	FILED: Supplemented Superior Court e-Record with Revised Index of Record
31.	25-Feb-2026	CLNDR: CONFERENCE, Department D, 4-29-26, COURTROOM 2.
32.	26-Mar-2026	ORDERED: by 4/16/26 the parties shall simultaneously file responses to this order not to exceed 10 pages, stating their respective positions on why sealing any portion of the superior-court or appellate filings is legally justified. Hon Daniel J Kiley - Author
33.	13-Apr-2026	FILED: Joint Response to the Court's March 26, 2026 Order; Certificate of Service (Appellants)
34.	13-Apr-2026	FILED: Certificate of Service (Duplicate) (Appellants)

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| 35. | 14-Apr-2026 | ORDERED: vacating the superior court's sealing orders of 3/31, 4/11 and 4/18/25 and this court's sealing orders of 11/12 and 12/18/25 and 1/22/26. FURTHER ORDERED: directing the superior court to unseal all filings sealed in the superior court. FURTHER ORDERED: directing the clerk of this court to unseal all filings sealed in the appellate court, including appendices. Hon Daniel J Kiley - Author |
| 36. | 7-May-2026  | MEMORANDUM DECISION (Vacated) Hon Cynthia J Bailey - Author; Hon Daniel J Kiley - Concur; Hon D Steven Williams - Concur   |
| 37. | 7-May-2026  | FILED: Decision Distribution Notification  |
| 38. | 18-May-2026 | FILED: Appellants' Verified Statement of Costs and Memorandum in Support; Certificate of Service; Exhibit A (Appellant)  |
| 39. | 26-May-2026 | FILED: Plaintiffs-Appellees' Objection to Appellants' Verified Statement of Costs and Memorandum in Support; Certificate of Service; Exhibit A; Exhibit B (Appellee)   |
| 40. | 1-Jun-2026  | FILED: Appellants' Reply in Support of Their Verified Statement of Costs; Certificate of Service (Appellants)  |