

Court of Appeals, Division One

Civil Appeal

1 CA-CV 25-0840

LYNCH v. HOMESMART, et al.

Appellate Case Information

Case Filed: 22-Oct-2025

Case Closed:

Dept/Composition

Department F

Hon. David B Gass
Hon. Anni Hill Foster
Hon. D Andrew Gaona

Side 1. CATHERINE JANE LYNCH, Plaintiff/Appellant

(Litigant Group) CATHERINE JANE LYNCH

- Catherine Jane Lynch PRO SE

Side 2. HOMESMART, LLC, et al., Defendant/Appellee

(Litigant Group) HOMESMART, LLC

- Homesmart LLC Attorneys for: Defendant/Appellee Homesmart
Julieth Cortes Michael H Orcutt, Esq. (AZ Bar No. 25668)
Connie Ramirez John Browder, Esq. (AZ Bar No. 21007)

(Litigant Group) MARTHA OLIVIA MENDOZA, et al.

- Martha Olivia Mendoza Attorney for: Defendants/Appellees Mendoza
Joel Mendoza Kamille Rae Dean, Esq. (AZ Bar No. 24288)

CASE STATUS

Mar 25, 2026....Assigned

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CV2024-024519, Contract, Christopher Whitten, Authoring Judge of Order.

CALENDAR

Thursday MONTHLY COURT CASE CALENDAR Mixed
14-May-2026 Department F; COURTROOM 2

58 PROCEEDING ENTRIES

- 1. 22-Oct-2025 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 09/25/25
2. 22-Oct-2025 FILED: e-Record on Appeal: Combined Instruments/Minute Entries Exhibits: None
3. 24-Oct-2025 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4. 29-Oct-2025 FILED: Notice of Payment of Filing Fee; Certificate of Service (Appellant Pro Per)
5. 29-Oct-2025 FILED: Motion for Filing Transcripts with Appellate Court; Certificate of Service; Courtesy Copy - Plaintiff filing the certified transcripts for hearings CV2024 024519 for compliance with Rule 11AZRulesCivilAppellateProcee, filed 08/12/2025 in Maricopa County Superior Court (Includes Reporter's Transcripts - 12/17/2024 - Status Conference (Joseph Burstein); 01/16/2025 - Oral Argument on Defendant Homesmart LLC's Motion to Dismiss (Jessica Collins); 04/24/2025 - Oral Argument on the Joined Motion to Dismiss by Defendants (Jessica Collins); 07/16/2025 - Oral Argument (Anne Manscill)) (Appellant Pro Per)
6. 31-Oct-2025 ORDERED: Motion for Filing Transcripts with Appellate Court (Appellant Pro Per) = GRANTED and accepting the transcripts of the 12/17/24 and 1/16/25 proceedings. Melina Brill ProTem Judge - Author
7. 4-Nov-2025 RECEIPT No.: 2025-01211 ; \$330.00, Authorization: # 08011432089, Applied to: CATHERINE JANE LYNCH - Class A Filing Fee (\$330.00) Paid for: CATHERINE JANE LYNCH - By nCourt LLC
8. 6-Nov-2025 FILED: Motion for Substitution of Plaintiff; Certificate of Service; Assignment of Cause of Action to The Catherine Jane Lynch Revocable Living Trust; Certificate of Trust (Appellant Pro Per)
9. 10-Nov-2025 FILED: Case Management Statement; Certificate of Service (Appellant Pro Per)
10. 12-Nov-2025 FILED: Amended Case Management Statement (Section 8); Certificate of Service (Appellant Pro Per)
11. 13-Nov-2025 ORDERED: Appellant must file a signed certificate of service (case management statement) by 11/24/2025. If the certificate of service is not timely filed, the court may impose sanctions, including striking the case management statement. Melina Brill ProTem Judge - Author
12. 24-Nov-2025 FILED: Case Management Statement (Appellant Pro Per)

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13.	24-Nov-2025	FILED: Certificate of Service (Appellant Pro Per)
14.	25-Nov-2025	ORDERED: Motion for Substitution of Plaintiff (Appellant Pro Per) = DENIED. Hon Randall M Howe - Author
15.	10-Dec-2025	FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service; A Exhibit (Appellant Pro Per)
16.	11-Dec-2025	FILED: Appellate Clerk Notice re: Two Appellee Fees; Appellees Answering Brief Due
17.	11-Dec-2025	FILED: Settlement Conference Program Notice
18.	11-Dec-2025	FILED: Untitled (A Exhibit); Untitled (B Exhibit); Untitled (C Exhibit); Untitled (D Exhibit) (Appellant Pro Per)
19.	11-Dec-2025	FILED: Untitled (E Exhibit); Untitled (F Exhibit); Untitled (G Exhibit); Untitled (H Exhibit) (Appellant Pro Per)
20.	11-Dec-2025	FILED: Untitled (Ia Exhibit); Untitled (1b Exhibit); Untitled (J Exhibit); Untitled (K Exhibit) (Appellant Pro Per)
21.	13-Dec-2025	FILED: Untitled (L Exhibit); Untitled (M Exhibit); Untitled (N Exhibit); Untitled (O Exhibit) (Appellant Pro Per)
22.	13-Dec-2025	FILED: Untitled (P Exhibit); Untitled (Q Exhibit); Untitled (R Exhibit); Untitled (Sa Exhibit) (Appellant Pro Per)
23.	13-Dec-2025	FILED: Untitled (Sb Exhibit); Untitled (T Exhibit); Untitled (U Exhibit); Untitled (V Exhibit) (Appellant Pro Per)
24.	13-Dec-2025	FILED: Untitled (W Exhibit); Untitled (X Exhibit); Untitled (Y Exhibit) (Appellant Pro Per)
25.	19-Dec-2025	FILED: Appellees Homesmart, LLC, Julieth Cortes and Connie Ramirez's Notice of Payment of Filing Fee; Certificate of Service (Appellee)
26.	24-Dec-2025	RECEIPT No.: 2025-01411 ; \$165.00, Authorization: #58010359293, Applied to: HOMESMART, LLC - Class B Filing Fee (\$165.00) Paid for: Jennings Haug Keleher McLeod Waterfall LLP - By nCourt LLC
27.	24-Dec-2025	FILED: Notice of Filing Fee Payment; Certificate of Service (Appellee Mendoza)
28.	31-Dec-2025	RECEIPT No.: 2025-01428 ; \$165.00, Authorization: #65009394209, Applied to: MARTHA OLIVIA MENDOZA, et al. - Class B Filing Fee (\$165.00) Paid for: Law Offices of Kamille R Dean PLC - By nCourt LLC
29.	15-Jan-2026	FILED: Motion for Clarification and / or To Amend Order; Certificate of Service; Motion for Filing Transcripts With Appellate Court (Exhibit); Plaintiff Filing the Certified Transcripts for Hearings CV2024 024519 for Compliance With Rule 11 AZ Rules Civil Appellate Procee [sic] (Exhibit) (Appellant Pro Per)
30.	15-Jan-2026	FILED: Motion for Clarification and / or To Amend Order (Duplicate); Certificate of Service (Duplicate); Order Granting Motion to File Transcripts (Exhibit) (Appellant Pro Per)
31.	16-Jan-2026	ORDERED: Motion for Clarification and / or To Amend Order (Appellant Pro Per) = GRANTED and accepting the transcripts of the 04/24/2025 and 07/16/2025 proceedings. Steven C Lawrence ProTem Judge - Author
32.	20-Jan-2026	FILED: Answering Brief of Appellees Homestart, LLC, Julieth Cortes and Connie Ramirez; Certificate of Compliance; Certificate of Service (Appellee Homesmart, LLC)
33.	28-Jan-2026	FILED: Motion to Withdraw; Certificate of Service (Appellees Mendoza)
34.	29-Jan-2026	ORDERED: Motion to Withdraw (Appellees Mendoza) = DENIED in its present form. Melina Brill ProTem Judge - Author
35.	3-Feb-2026	FILED: Appellant's Reply Brief; Certificate of Compliance; Certificate of Service (Appellant Pro Per)
36.	5-Feb-2026	ORDERED: Submitting this appeal for decision on the record and the filed briefs. Melina Brill ProTem Judge - Author
37.	5-Feb-2026	FILED: Appellees Martha Olivia Mendoza and Joel Mendoza's Motion for Joinder in Appellees' Julieth Cortes, Connie Ramirez and Homesmart's LLC's Answering Brief of Appellees; Certificate of Service (Appellees Mendoza)
38.	5-Feb-2026	FILED: Response to Motion (Withdraw); Certificate of Service; Appellant's Response/Objection Motion to Appellee Mendoza Counsel's Motion to Withdraw; (Courtesy Copy) Emergency Motion to Set Trial Date Priority Case Plaintiff Amended Joint Report Schedul Order; Motion Mendoza Service (Appellant Pro Per)
39.	5-Feb-2026	FILED: (Courtesy Copy) Notice of Appearance; (Courtesy Copy) Special Warranty Deed; (Courtesy Copy) Proof of Service; (Courtesy Copy) Proof of Service (Duplicate) (Appellant Pro Per)
40.	6-Feb-2026	ORDERED: Response to Motion (Withdraw) (Appellant Pro Per) = DENIED and taking no additional action on the response. Melina Brill ProTem Judge - Author
41.	6-Feb-2026	FILED: Motion for Object to Appellee's CostRequeststest f [sic]; Certificate of Service; Motion to Object to Appellee's Request for Attorney Fees; Superior Court of Arizona Maricopa County Minute Entry 11/05/2025 (Appellant Pro Per) [stricken per order filed 02/09/2026]
42.	9-Feb-2026	ORDERED: Motion for Object to Appellee's CostRequeststest f [sic] (Appellant Pro Per) = STRIKING. Melina Brill ProTem Judge - Author

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43.	10-Feb-2026	FILED: Motion for Leave to Supplement Reply Brie4f [sic]; Certificate of Service; Motion to Object to Appellee's Request for Attorney Fees; Superior Court of Arizona Maricopa County Minute Entry 11/05/2025 (Appellant Pro Per)
44.	10-Feb-2026	FILED: Motion for Motion to Strike Appellee [sic] Joinder Motion; Certificate of Service; Appellant's Motion to Strike Appellees' Mendozas' Joinder (Appellant Pro Per)
45.	10-Feb-2026	FILED: Motion for Compel Disclosure/Declaration; Certificate of Service (Appellant Pro Per)
46.	11-Feb-2026	FILED: Motion for Substitution of Appellant; Certificate of Service; Motion for Substitution of Appellant; Superior Court of Arizona Maricopa County Minute Entry 12/09/2025 (Appellant Pro Per)
47.	2-Mar-2026	ORDERED: Motion for Leave to Supplement Reply Brie4f [sic] = GRANTED and accepting the supplemental reply brief filed on 02/10/2026. FURTHER ORDERED: Denying the motion to compel disclosure. Melina Brill ProTem Judge - Author
48.	2-Mar-2026	ORDERED: (Motion for Substitution of Appellant) Deferring a ruling on the motion to the panel that considers this appeal on the merits. Melina Brill ProTem Judge - Author
49.	2-Mar-2026	ORDERED: (Motion for Joinder/Motion to Strike) Deferring a ruling on the motions to the panel that considers this appeal on the merits. Melina Brill ProTem Judge - Author
50.	25-Mar-2026	CLNDR: CONFERENCE, Department F, 5-14-26, COURTROOM 1.
51.	25-Mar-2026	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
52.	27-Mar-2026	FILED: Notice to Withdraw Motion to Substitute; Certificate of Service (Appellant Pro Per)
53.	31-Mar-2026	ORDERED: Notice to Withdraw Motion to Substitute (Appellant Pro Per) = GRANTED and withdrawing the motion to substitute. Hon David B Gass - Author
54.	3-Apr-2026	FILED: Supplemented Superior Court e-Record with Revised Index of Record
55.	7-Apr-2026	FILED: Motion for Defendant Address Request Reconsideration; Certificate of Service; Motion for Disclosure of Defendants' Serviceable Address and for Reconsideration of Denied Request; Exhibits (Appellant Pro Per)
56.	20-Apr-2026	ORDERED: Motion for Defendant Address Request Reconsideration and Motion for Disclosure of Defendants' Serviceable Address and for Reconsideration of Denied Request (Appellant Pro Per) = DENIED. Hon David B Gass - Author
57.	28-Apr-2026	ORDERED: treating the 2/5/26 motion for joinder as a motion to allow the Mendozas to file a late answering brief by joining in the other Appellees' answering brief. FURTHER ORDERED: Appellees Martha Olivia Mendoza and Joel Mendoza's Motion for Joinder in Appellees' Julieth Cortes, Connie Ramirez and Homesmart's LLC's Answering Brief of Appellees (Appellees Mendoza) = GRANTED and accepting the Mendozas' late answering brief. FURTHER ORDERED: Motion for Motion to Strike Appellee [sic] Joinder Motion (Appellant Pro Per) = DENIED. FURTHER ORDERED: allowing Appellant Lynch to file a supplemental reply brief responding to the Mendozas' answering brief no later than 5/8/26. Hon David B Gass - Author
58.	29-Apr-2026	FILED: Motion for Notice of Election not to File Supplemen [sic]; Certificate of Service (Appellant Pro Per)