

Court of Appeals, Division One

Civil Appeal

1 CA-CV 25-0884

ALLER v. STATE et al.

Appellate Case Information

Case Filed: 6-Nov-2025

Case Closed:

Dept/Composition

Side 1. GARY ALLER, Plaintiff/Appellant

(Litigant Group) ALLER

- Gary Aller

Attorneys for: Plaintiff/Appellant

Stephen M Dichter, Esq. (AZ Bar No. 4043)
JP Harrington Bisceglia, Esq. (AZ Bar No. 26606)
Nathan Andrews, Esq. (AZ Bar No. 33293)
AnnaMarie Lively, Esq. (AZ Bar No. 39747)

Side 2. STATE OF ARIZONA, et al., Defendant/Appellee

(Litigant Group) STATE et al.

- State of Arizona
Lindsey A Perry, Arizona Auditor General

Attorneys for: Defendants/Appellees State et al.

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) MAYES et al.

- Kristin K Mayes, Arizona Attorney General's Office
Mark Brnovich
AZ Bar No. 14134
[Current Member]
Admitted 5/23/92

Attorneys for: Defendants/Appellees Mayes et al.

Douglas C Northup, Esq. (AZ Bar No. 13987)
Emily Ayn Ward, Esq. (AZ Bar No. 29963)
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Table with 6 columns: PREDECESSOR CASE (S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CV2025-010062, Malicious Prosecution, Joseph C Kreamer, Authoring Judge of Order.

2 OPEN DUE DATES

Reply Brief Due Due By: Monday, June 8, 2026 [1 extension]

Re: \* FILED: Answering Brief of Appellees Kristin Mayes, Mark Brnovich, and Assistant Attorney General No. 1; Certificate of Compliance for Answering Brief of Appellees Kristin Mayes, Mark Brnovich, and Assistant Attorney General No. 1; Certificate of Service

Reply Brief Due Due By: Monday, June 8, 2026 [1 extension]

Re: FILED: State of Arizona, Lindsey A. Perry, and Auditor General Employees 1 and 2's Answering Brief; Certificate Of Compliance For Answering Brief; Certificate of Service (Appellees State)

25 PROCEEDING ENTRIES

- 1. 6-Nov-2025 FILED: Index of Record, Notice of Appeal filed in the Superior Court of Maricopa County 10/08/25; Amended Notice of Appeal filed in the Superior Court of Maricopa County 10/15/25
2. 6-Nov-2025 FILED: Record on Appeal: Combined Instruments/Minute Entries Exhibits: None
3. 6-Nov-2025 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4. 7-Nov-2025 FILED: Notice of Filing and Serving Transcript (Reporter's Transcript - 09/04/2025 - Oral Arguments on Motion to Dismiss (Jennifer L. Sullivan)); Certificate of Service (Appellant)
5. 17-Nov-2025 RECEIPT No.: 2025-01265 ; \$330.00, Authorization: #21021353682, Applied to: ALLER - Class A Filing Fee (\$330.00) Paid for: Christian Dichter & Sluga PC - By nCourt LLC
6. 24-Nov-2025 FILED: Appellate Clerk Notice re: Appellee's Fee; Appellant's Brief/Case Management Statement Due
7. 24-Nov-2025 FILED: Settlement Conference Program Notice
8. 25-Nov-2025 FILED: Case Management Statement (Appellant)
9. 2-Dec-2025 ORDERED: Directing appellant to file the 10/13/2025 judgment in this court by 12/12/2025. Melina Brill ProTem Judge - Author
10. 11-Dec-2025 FILED: Notice of Filing; Certificate of Service (Appellant)

**Court of Appeals, Division One****Civil Appeal****1 CA-CV 25-0884****ALLER v. STATE et al.****25 PROCEEDING ENTRIES**

11.	22-Dec-2025	FILED: Motion for Procedural Order Request for Extension of Time to File Opening Brief; Certificate of Service (Appellant)
12.	22-Dec-2025	ORDERED: Motion for Procedural Order Request for Extension of Time to File Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Monday, 01-05-2026 to Tuesday, 02-17-2026. If the brief is not timely filed, the court will dismiss this appeal. Melina Brill ProTem Judge - Author
13.	22-Dec-2025	FILED: Supplemented Superior Court e-Record with Revised Index of Record
14.	30-Jan-2026	FILED: Notice of Death of a Party Pursuant to ARCP 25(a) and ARCAP 27(a); Certificate of Service of Notice of Death of a Party Pursuant to ARCP 25(a) and ARCAP 27(a) (Appellees Mayes et al.)
15.	17-Feb-2026	FILED: Plaintiff/Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
16.	24-Feb-2026	FILED: Unopposed Motion for Procedural Order to Extend Deadline for Filing Answering Brief; Certificate of Service of Unopposed Motion for Procedural Order to Extend Deadline for Filing Answering Brief (Appellees Mayes et al)
17.	25-Feb-2026	ORDERED: Unopposed Motion for Procedural Order to Extend Deadline for Filing Answering Brief (Appellees Mayes et al) = GRANTED and extending the time to file all answering briefs from 03/30/2026 to 04/29/2026. If the briefs are not timely filed, the court will submit this appeal for decision on the record and the filed briefs. Melina Brill ProTem Judge - Author
18.	26-Feb-2026	FILED: Notice of Name Change; Certificate of Service (Appellee State et al.)
19.	26-Feb-2026	FILED: Unopposed Motion for Procedural Order to Extend Deadline for Filing Answering Brief; Certificate of Service (Appellees State et al)
20.	27-Feb-2026	ORDERED: Unopposed Motion for Procedural Order to Extend Deadline for Filing Answering Brief (Appellees State et al) = DENIED as unnecessary. Melina Brill ProTem Judge - Author
21.	8-Apr-2026	FILED: Notice of Substitution of Counsel Within Firm; Certificate of Service (Appellees State)
22.	29-Apr-2026	FILED: Answering Brief of Appellees Kristin Mayes, Mark Brnovich, and Assistant Attorney General No. 1; Certificate of Compliance for Answering Brief of Appellees Kristin Mayes, Mark Brnovich, and Assistant Attorney General No. 1; Certificate of Service of Answering Brief of Appellees Kristin Mayes, Mark Brnovich, and Assistant Attorney General No. 1 (Appellees Mayes)
23.	29-Apr-2026	FILED: State of Arizona, Lindsey A. Perry, and Auditor General Employees 1 and 2's Answering Brief; Certificate Of Compliance For Answering Brief; Certificate of Service (Appellees State)
24.	12-May-2026	FILED: Motion for Procedural Order: Request for Extension of Time to File Reply Briefs; Certificate of Service (Appellant)
25.	13-May-2026	ORDERED: Motion for Procedural Order: Request for Extension of Time to File Reply Briefs (Appellant) = GRANTED and extending the time to file the reply briefs from 05/19/2026 to 06/08/2026. The court will not grant any further extension absent new and unforeseen circumstances. If the briefs are not timely filed, the court will submit this appeal for decision on the record and the filed briefs. Melina Brill ProTem Judge - Author