

**Court of Appeals, Division One**  
**Civil Accelerated Appeal - Rule 29**

**1 CA-CV 25-1068 A**

**EVANS v. FERNANDEZ, et al.**

**Appellate Case Information**

Case Filed: 30-Dec-2025  
Case Closed:

**Dept/Composition**

**Department B**

Hon. Michael S Catlett  
Hon. Angela K Paton  
Hon. Jennifer M Perkins

**Side 1. BRUCE EVANS, Plaintiff/Appellee**

**(Litigant Group) BRUCE EVANS**

- Bruce Evans

**Attorneys for: Plaintiff/Appellee**

Kory A Langhofer, Esq. (AZ Bar No. 24722)  
Thomas J Basile, Esq. (AZ Bar No. 31150)

**Side 2. FATIMA FERNANDEZ, in her official capacity as the Clerk of the Town of Prescott, et al., Defendant/Appellee**

**(Litigant Group) FATIMA FERNANDEZ, et al.**

- Fatima Fernandez
- Kell Palguta
- Matt Zurcher
- Janell Kiehl
- Ken Freund
- Kendall Schumacher
- Kimberli Lopez
- Michael Greer
- Yavapai County Board of Supervisors

**Attorneys for: Defendant/Appellee**

J Ivan Legler, Esq. (AZ Bar No. 10659)  
Steven George Zraick, Esq. (AZ Bar No. 16108)

**Side 3. CITIZENS FOR SENSIBLE DEVELOPMENT, a political committee, Real Party in Interest/Appellant**

**(Litigant Group) CITIZENS FOR SENSIBLE DEVELOPMENT**

- Citizens for Sensible Development

**Attorney for: Real Party in Interest/Appellant**

William M Hathaway, Esq. (AZ Bar No. 37894)

**CASE STATUS**

Apr 24, 2026....Assigned

PREDECESSOR CASE (S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
YAV S1300CV202500844	Challenge to Legal Sufficiency of Referendum Petition Pursuant to A.R.S. 19-122(C)		John David Napper, Authoring Judge of Order		

**CALENDAR**

Tuesday MONTHLY COURT CASE CALENDAR  
9-Jun-2026 Department B; COURTROOM 1

*Mixed*

**26 PROCEEDING ENTRIES**

- 30-Dec-2025 FILED: Index of Record, Notice of Appeal from Yavapai County Superior Court filed 12/03/25
- 30-Dec-2025 FILED: e-Record on Appeal: Combined Instruments/Minute Entries Exhibits: None  
Digital Exhibits: Real Party in Interest Hearing Date 10/24/2025 - List # 1, 2, 3, 4, 5, 7, 8, 9  
Defendants Hearing Date 10/24/2025 - List # 1, 2, 3, 4, 5, 6, 7
- 31-Dec-2025 FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
- 31-Dec-2025 FILED: Notice of Appearance and Payment of Filing Fee; Notice of Appearance and Payment of Filing Fee (Certificate of Service) (Appellant)
- 2-Jan-2026 FILED: Motion for Expedited Consideration; Certificate of Service (Appellant)

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6. 5-Jan-2026 ORDERED: That any response to the motion shall be filed by 01/12/2026. FURTHER IS ORDERED: That any reply shall be filed by 01/15/2026. The court will rule on the motion following expiration of the time for the response and reply. Hon Randall M Howe - Author
7. 6-Jan-2026 RECEIPT No.: 2026-00017 ; \$330.00, Authorization: #05019010044, Applied to: CITIZENS FOR SENSIBLE DEVELOPMENT - Class A Filing Fee (\$330.00) Paid for: William M Hathaway - By nCourt LLC
8. 9-Jan-2026 FILED: Supplemented Superior Court e-Record with Revised Index of Record
9. 10-Jan-2026 FILED: Reporter's Transcript – 08/12/2025 – Status Conference (Lisa A. Chaney)
10. 12-Jan-2026 FILED: Plaintiff/Appellee's Response to Motion for Expedited Consideration; Certificate of Service (Appellee)
11. 14-Jan-2026 FILED: Appellant's Reply to Appellee's Response to Motion for Expedited Consideration; Certificate of Service (Appellant)
12. 14-Jan-2026 ORDERED: Motion for Expedited Consideration (Appellant) = DENIED in part as to the request for an expedited briefing schedule without prejudice to the parties filing briefs as quickly as they wish before the due dates. The court does not anticipate granting any briefing extensions. FURTHER ORDERED: Granting the motion in part and directing the Clerk of the Court to schedule this appeal for disposition under ARCAP 29 after it is at issue. Even so, once this appeal is assigned to a panel, the panel may remove it from accelerated disposition if the panel concludes it is not suitable for acceleration. ARCAP 29(g). FURTHER ORDERED: Notwithstanding ARCAP 18(a), any request for oral argument must be filed not later than the reply brief. Hon Randall M Howe - Author
13. 16-Jan-2026 RECEIPT No.: 2026-00072 ; \$165.00, Authorization: #16009499705, Applied to: BRUCE EVANS - Class B Filing Fee (\$165.00) Paid for: Statecraft PLLC - By nCourt LLC
14. 16-Jan-2026 FILED: Case Management Statement (Appellant)
15. 16-Jan-2026 ORDERED: Citizens must file the certificate of service by 01/26/2026. If the certificate is not timely filed, the court may impose sanctions, including striking the case management statement. Steven C Lawrence ProTem Judge - Author
16. 16-Jan-2026 FILED: Certificate of Service (Appellant)
17. 23-Jan-2026 FILED: Opening Brief of Appellant/Real Party in Interest, Citizens for Sensible Development; Certificate of Compliance; Certificate of Service; Appendix to Opening Brief of Appellant/Real Party in Interest, Citizens for Sensible Development (Appellant)
18. 25-Jan-2026 FILED: Appellant's Notice of Compliance with A.R.S. § 12-1841(A) AND (B); Certificate of Service (Appellant)
19. 30-Jan-2026 FILED: Appellate Clerk Notice re: Appellee Evans Fee paid and Appellee Fernandez, et al. Exempt; Two Appellee Answering Brief Due
20. 30-Jan-2026 FILED: Settlement Conference Program Notice
21. 4-Feb-2026 FILED: Supplemented Superior Court e-Record with Revised Index of Record (Includes Reporter's Transcript – 08/12/2025 – Status Conference (Lisa A. Chaney))
22. 4-Mar-2026 FILED: Answering Brief of Plaintiff/Appellee Bruce Evans; Certificate of Compliance; Certificate of Service (Appellee Evans)
23. 22-Mar-2026 FILED: Reply Brief of Appellant/Real Party in Interest, Citizens for Sensible Development; Compliance Certificate; Certificate of Service (Appellant)
24. 22-Mar-2026 FILED: Appendix to Reply Brief of Appellant/Real Party in Interest, Citizens for Sensible Development (Appellant)
25. 22-Mar-2026 FILED: Certificate of Service-Appendix -Reply Brief (Appellant)
26. 24-Apr-2026 CLNDR: CONFERENCE, Department B, 6-9-26, COURTROOM 1.