

Court of Appeals, Division One

Civil Appeal

1 CA-CV 26-0176

AL-KHATTAB v. TEMPE/MOONSHADOW

Appellate Case Information

Case Filed: 27-Feb-2026

Case Closed:

Dept/Composition

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

(Litigant Group) AL-KHATTAB

- Masjid Omar IBN Al-Khattab

Attorney for: Appellant

Stephen J Anthony, Esq. (AZ Bar No. 16354)

Side 2. CITY OF TEMPE; CITY COUNCIL OF THE CITY OF TEMPE,, Defendant/Appellee

(Litigant Group) TEMPE

- 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)
 Jason J Boblick, Esq. (AZ Bar No. 26507)

(Litigant Group) MOONSHADOW

- Moonshadow Properties LLC, Real Party in Interest/Appellee

Co-Counsel for: Real Party In Interest/Appellee

Robert A Mandel, Esq. (AZ Bar No. 22936)
 Eileen Letts, Esq. (IL Bar No. eileenletts)
 Nathaniel B Rose, Esq. (AZ Bar No. 14628)

PREDECESSOR CASE (S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR LC2022-000045-001	Special Action		Adele Ponce, Authoring Judge of Order		

OPEN DUE DATE

Reply to Motion Due

Due By:

Friday, June 5, 2026

*Re: * FILED: Response In Opposition Both To Appellant's Motion To Extend Time For The Filing Of Appellant's Opening Brief And To Appellant's Alternative Motion To Stay Appeal Until Lower Court Makes Ruling On Planned Area Development Issue; Certificate of S*

2 PENDING MATTERS

General Motion

Filed: 28-May-2026

** Motion For Procedural Order: Appellant's Request To Extend Time For The Filing Of Appellant's Opening Brief (Second Request) And/Or MOTION TO STAY APPEAL UNTIL LOWER COURT MAKES RULING ON PLANNED AREA DEVELOPMENT ISSUE (Appellant)*

Motion for Extension of Time

Filed: 28-May-2026

** Motion For Procedural Order: APPELLANT'S REQUEST TO EXTEND TIME FOR THE FILING OF APPELLANT'S OPENING BRIEF (Second Request) And/Or Motion To Stay Appeal Until Lower Court Makes Ruling On Planned Area Development Issue (Appellant)*

21 PROCEEDING ENTRIES

1.	27-Feb-2026	FILED: Index of Record, Notice of Appeal filed in the Superior Court of Maricopa County 1/5/26
2.	27-Feb-2026	FILED: Record on Appeal: Combined Instruments/Minute Entries Exhibits: None
3.	4-Mar-2026	FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4.	6-Mar-2026	FILED: Appellant Masjid Omar IBN Al-Khattab's Notice of Payment of Filing Fee; Certificate of Service of Appellant's Notice of Payment of Filing Fee (Appellant)
5.	12-Mar-2026	RECEIPT No.: 2026-00322 ; \$330.00, Authorization: #71004465433, Applied to: AL-KHATTAB - Class A Filing Fee (\$330.00) Paid for: Fennemore Craig PC - By nCourt LLC
6.	24-Mar-2026	FILED: Case Management Statement (Appellant)
7.	24-Mar-2026	FILED: Appellant's Notice of Filing Transcript; Certificate of Service of Appellant's Notice of Filing Transcript (Appellant)
8.	24-Mar-2026	FILED: Reporter's Transcript - 03/31/2025 - Oral Argument (Kimberly McCright) (Appellant)
9.	25-Mar-2026	FILED: Motion to Withdraw as Counsel of Record for Appellant Masjid Omar Ibn Al-Khattab (Without Client Consent); Certificate of Service of Motion to Withdraw as Counsel of Record for Appellant Masjid Omar Ibn Al-Khattab (Without Client Consent) (Appellant)

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21 PROCEEDING ENTRIES

10. 1-Apr-2026 FILED: Appellate Clerk Notice re: Appellee Tempe Exempt/Appellee Fee; Appellant's Brief Due
11. 1-Apr-2026 FILED: Settlement Conference Program Notice
12. 2-Apr-2026 FILED: Notice Of Payment Of Appellee Moonshadow Properties, L.L.C.'S Filing Fee; Certificate of Service (Appellee Moonshadow)
13. 7-Apr-2026 RECEIPT No.: 2026-00457 ; \$165.00, Authorization: #97012426726, Applied to: MOONSHADOW - Class B Filing Fee (\$165.00) Paid for: Zuber Lawler LLP - By nCourt LLC
14. 9-Apr-2026 ORDERED: Motion to Withdraw as Counsel of Record for Appellant Masjid Omar Ibn Al-Khattab (Without Client Consent) (Appellant) = GRANTED. FURTHER ORDERED that the opening brief is due by 05/04/2026. If the brief is not timely filed, this court will dismiss this appeal. Melina Brill ProTem Judge - Author
15. 27-Apr-2026 FILED: Motion for Extend Time to File Opening Brief (90 Days) (Appellant Pro Per)
[Stricken per order filed 4/28/26]
16. 28-Apr-2026 ORDERED: striking the motion (to extend time to file the opening brief). FURTHER ORDERED: extending the time to file the opening brief to 6/3/26. If the brief is not timely filed by a licensed attorney, the court will dismiss this appeal. Melina Brill ProTem Judge - Author
17. 6-May-2026 FILED: Notice Of Failure To Serve Motion To Extend Time To File Opening Brief (90 Days) On Appellee Moonshadow Properties, L.L.C.; Certificate of Service (Appellee)
18. 28-May-2026 FILED: Notice of Appearance for Appellant; Proof of Service (Appellant)
19. 28-May-2026 FILED: Motion For Procedural Order: Appellant's Request To Extend Time For The Filing Of Appellant's Opening Brief (Second Request) And/Or Motion To Stay Appeal Until Lower Court Makes Ruling On Planned Area Development Issue; Proof of Service (Appellant)
20. 29-May-2026 FILED: Response In Opposition Both To Appellant's Motion To Extend Time For The Filing Of Appellant's Opening Brief And To Appellant's Alternative Motion To Stay Appeal Until Lower Court Makes Ruling On Planned Area Development Issue; Certificate of Service; Exhibit 1 (Appellee Moonshadow)
21. 1-Jun-2026 ORDERED: Vacating the 06/03/2026 due date for the opening brief. The order ruling on the pending motion will set a due date to file the opening brief. Melina Brill ProTem Judge - Author