

Court of Appeals, Division One

Civil Appeal

1 CA-CV 26-0513

SMITH, et al. v. BUILD DESIGN, et al.

Appellate Case Information

Case Filed: 8-Jun-2026

Case Closed:

Dept/Composition

Side 1. PRESTON T SMITH, et al., Plaintiff/Appellant

(Litigant Group) PRESTON T SMITH, et al.

- Preston T Smith
- Eugenie M Smith

Attorney for: Plaintiffs/Appellants

Julianne C Wheeler, Esq. (AZ Bar No. 11795)

Side 2. BUILD DESIGN AND CONSTRUCTION MANAGEMENT LLC, et al., Defendant/Appellee

(Litigant Group) BUILD DESIGN AND CONSTRUCTION MANAGEMENT LLC, et al.

- Build Design and Construction Management LLC
- Jussara Scarle
- David Scarle

Attorney for: Defendants/Appellees

William H Breier, Esq. (AZ Bar No. 29626)

PREDECESSOR CASE (S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2025-036530	Defendants' Application for Attorneys' Fees, Costs, and Sanctions		Randall H Warner, Authoring Judge of Order		

2 OPEN DUE DATES

Case Management Statement Due **Due By:** Monday, August 10, 2026

*Re: * ORDERED: Plaintiffs' Motion to Extend Time for Filing Opening Brief (Appellant) = GRANTED. Due date EXTENDED from 08/10/2026 to 08/28/2026. FURTHER ORDERED: The case management statement must be filed by 08/10/2026. Steven C Lawrence ProTem Judge - Aut*

Opening Brief Due **Due By:** Friday, August 28, 2026

*Re: * ORDERED: Plaintiffs' Motion to Extend Time for Filing Opening Brief (Appellant) = GRANTED. Due date EXTENDED from 08/10/2026 to 08/28/2026. FURTHER ORDERED: The case management statement must be filed by 08/10/2026. Steven C Lawrence ProTem Judge - Aut* [1 extension]

7 PROCEEDING ENTRIES

1.	8-Jun-2026	FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 05/08/26
2.	8-Jun-2026	FILED: e-Record on Appeal: Combined Instruments/Minute Entries Exhibits: None Digital Exhibits: Plaintiff Hearing Date 02/17/2026 (Admitted) - List # PLF 1 3 4 6 7 8 9 13 15 16 18 Defendant Hearing Date 02/17/2026 (Admitted)- List # DEF 1 2 6 7 8 10
3.	11-Jun-2026	FILED: Appellate Clerk Notice re: Appellant's Fee/Case Management Statement/Brief Due
4.	22-Jun-2026	RECEIPT No.: 2026-00802 ; \$330.00, Check Number: # 2367, Applied to: PRESTON T SMITH, et al. - Class A Filing Fee (\$330.00) Paid for: PRESTON T SMITH, et al. - By
5.	9-Jul-2026	FILED: Plaintiffs' Motion to Extend Time for Filing Opening Brief; Certificate of Service (Appellant)
6.	9-Jul-2026	ORDERED: Plaintiffs' Motion to Extend Time for Filing Opening Brief (Appellant) = GRANTED. Due date EXTENDED from 08/10/2026 to 08/28/2026. FURTHER ORDERED: The case management statement must be filed by 08/10/2026. Steven C Lawrence ProTem Judge - Author
7.	14-Jul-2026	RECEIPT No.: 2026-00902 ; \$330.00, Authorization: #94043102362, Applied to: PRESTON T SMITH, et al. - Overpayment Class A (\$330.00) Paid for: Wheeler Law Group PLLC - By nCourt LLC (Memo: X-Ref: 2026-00802, Refund Needed)