

Court of Appeals, Division One
Industrial Commission

1 CA-IC 23-0037

FRANZMEIER v. CITY OF TOLLESON/AZ MUNICIPAL

Appellate Case Information

Case Filed: 26-Dec-2023
Case Closed:

Dept/Composition

Department B
Hon. Michael J Brown
Hon. D Steven Williams
Hon. Daniel J Kiley

Consolidated with: 1 CA-IC 23-0013

Side 1. JERALD FRANZMEIER, Petitioner

(Litigant Group) JERALD FRANZMEIER

- Jerald Franzmeier, Petitioner Employee PRO SE

Side 2. THE INDUSTRIAL COMMISSION OF ARIZONA,

Respondent,

CITY OF TOLLESON,

Respondent Employer,

AZ MUNICIPAL RISK RETENTION POOL,

Respondent Carrier.

, Respondent

(Litigant Group) ICA

- Industrial Commission of Arizona

Attorneys for: Respondent ICA

Afshan Peimani, Esq. (AZ Bar No. 26156)

(Litigant Group) CITY OF TOLLESON/AZ MUNICIPAL RISK RETENTION POOL

- City of Tolleson, Respondent Employer
- Arizona Municipal Risk Retention Pool, Respondent Carrier

Attorneys for: Respondent Employer/Carrier

Stephen C Baker, Esq. (AZ Bar No. 9010)

CASE STATUS

Jul 25, 2024.....Assigned

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
ICA 20223530340			Michelle Bodi, Administrative Law Judge		
↳ INSCA BCLM WC 000000471855			Comments: (none)		

PENDING MATTER

General Motion

Filed: 8-Jul-2024

Motion to Strike Statements and Argument in Reply Brief (Respondent Employer/Carrier)

44 PROCEEDING ENTRIES

1. 26-Dec-2023 FILED: Petition for Special Action - Industrial Commission
2. 2-Feb-2024 FILED: Letter, 02/02/2024, to Petitioner from Court Re: filing fee or enclosed Application for Deferral of Fees due on/before 02/12/2024, or petition will be subject to dismissal
3. 5-Feb-2024 FILED: Notice of related Cases in Special Action; Notice of Related Cases in Special Action; Order Granting Motion / Staying Appeal; Receipt for Petition for Special Action - Industrial Commission (Petitioner Pro Per)
4. 6-Feb-2024 FILED: Writ of Review (Special Action Rule 10(c))
5. 9-Feb-2024 RECEIPT No.: 2024-00123 ; \$280.00, Authorization: # 40011754064, Applied to: JERALD FRANZMEIER - Class A Filing Fee (\$280.00) Paid for: Teresa Scott - By nCourt LLC
6. 12-Feb-2024 FILED: Notice of Appearance of Respondents City of Tolleson and AZ Municipal Risk Retention Pool; Certificate of Service (Respondent Employer/Carrier)

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7. 28-Feb-2024 FILED: Amended Writ of Review (Speial Action Rule 10(c))
8. 6-Mar-2024 FILED: Notice of Appearance; Certificate of Service (Respondent ICA)
9. 6-Mar-2024 FILED: e-Record on Appeal:
ALJ Hearing File (1 volume)
Claims File (1 volume)
10. 5-Apr-2024 FILED: Request to Extend Deadline for Brief Submittal; Certificate of Compliance; Certificate of Service (Petitioner)
11. 8-Apr-2024 ORDERED: Request to Extend Deadline for Brief Submittal (Petitioner) = GRANTED. Due date EXTENDED from Friday, 04-05-2024 to Monday, 04-22-2024. If the brief is nt timely filed, the court will dismiss this special action. Barbara Vidal Vaught ProTem Judge - Author
12. 22-Apr-2024 FILED: Appellant's [sic] Opening Brief; Certificate of Compliance; Certificate of Service (Petitioner Pro Per)
13. 3-Jun-2024 FILED: Answering Brief; Certificate of Compliance for Answering Brief; Certificate of Service for Answering Brief (Respondent Employer/Carrier)
14. 3-Jun-2024 FILED: Additional Hearing Exhibits; Certificate of Service; Untitled (Exhibit A); Untitled (Exhibit B) (Petitioner Pro Per)
[stricken per order filed on 06/04/2024]
15. 3-Jun-2024 FILED: Untitled (Exhibit C); Certificate of Service; Untitled (Exhibit D); Untitled (Exhibit E) (Petitioner Pro Per)
[stricken per order filed on 06/04/2024]
16. 3-Jun-2024 FILED: Untitled (Exhibit F); Certificate of Service; Untitled (Exhibit G); Untitled (Exhibit H) (Petitioner Pro Per)
[stricken per order filed on 06/04/2024]
17. 3-Jun-2024 FILED: Untitled (Exhibit K); Certificate of Service; Untitled (Exhibit P); Untitled (Exhibit Q) (Petitioner Pro Per)
[stricken per order filed on 06/04/2024]
18. 3-Jun-2024 FILED: Untitled (Exhibit R); Certificate of Service; Untitled (Exhibit U); Untitled (Exhibit V) (Petitioner Pro Per)
[stricken per order filed on 06/04/2024]
19. 3-Jun-2024 FILED: Untitled (Exhibit KK); Certificate of Service; Untitled (Exhibit NN); Untitled (Exhibit PP) (Petitioner Pro Per)
[stricken per order filed on 06/04/2024]
20. 3-Jun-2024 FILED: Untitled (Exhibit LLL); Certificate of Service; Untitled (Exhibit XXX); Untitled (Exhibit G1) (Petitioner Pro Per)
[stricken per order filed on 06/04/2024]
21. 3-Jun-2024 FILED: Untitled (Exhibit N1); Certificate of Service; Untitled (Exhibit O1); Untitled (Exhibit P1) (Petitioner Pro Per)
[stricken per order filed on 06/04/2024]
22. 3-Jun-2024 FILED: Untitled (Exhibit U1); Certificate of Service; Untitled (Exhibit V1); Untitled (Exhibit W1) (Petitioner Pro Per)
[stricken per order filed on 06/04/2024]
23. 3-Jun-2024 FILED: Untitled (Exhibit Z1); Certificate of Service; Untitled (Exhibit A2); Untitled (Exhibit B2) (Petitioner Pro Per)
[stricken per order filed on 06/04/2024]
24. 3-Jun-2024 FILED: Untitled (Exhibit C2); Untitled (Exhibit E2); Untitled (Exhibit G2); Untitled (Exhibit H2) (Petitioner Pro Per)
[stricken per order filed on 06/04/2024]
25. 3-Jun-2024 FILED: Untitled (Exhibit I2); Certificate of Service; Untitled (Exhibit O2); Untitled (Exhibit U2) (Petitioner Pro Per)
[stricken per order filed on 06/04/2024]
26. 3-Jun-2024 FILED: Untitled (Exhibit X2); Certificate of Service; Untitled (Exhibit Q2); Untitled (Exhibit N2) (Petitioner Pro Per)
[stricken per order filed on 06/04/2024]

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27. 3-Jun-2024 FILED: Untitled (Exhibit K2); Certificate of Service; Untitled (Exhibit L2); Untitled (Exhibit Z2) (Petitioner Pro Per)
[stricken per order filed on 06/04/2024]
28. 3-Jun-2024 FILED: Untitled (Exhibit A3); Certificate of Service; Untitled (Exhibit C3); Untitled (Exhibit D3) (Petitioner Pro Per)
[stricken per order filed on 06/04/2024]
29. 3-Jun-2024 FILED: Untitled (Exhibit G3); Certificate of Service; Untitled (Exhibit H3); Untitled (Exhibit I3) (Petitioner Pro Per)
[stricken per order filed on 06/04/2024]
30. 4-Jun-2024 ORDERED: Striking documents filed by petitioner on 06/03/2024. Barbara Vidal Vaught ProTem Judge - Author
31. 4-Jun-2024 FILED: Motion to Strike Exhibits filed June 3 2024; Certificate of Service for Motion to Strike (Respondent Employer/Carrier)
32. 4-Jun-2024 ORDERED: Motion to Strike Exhibits filed June 3 2024 (Respondent Employer/Carrier) = DENIED as moot. Barbara Vidal Vaught ProTem Judge - Author
33. 12-Jun-2024 FILED: ICA Bad Faith and Unfair Claims Processing BCLM Claims 471892 & 471855 (Motion to Supplement); Certificate of Service; Untitled (Exhibit); Untitled (Exhibit) (Appellant Pro Per)
34. 12-Jun-2024 FILED: Untitled (Exhibit); Certificate of Service; Untitled (Exhibit); Untitled (Exhibit) (Appellant Pro Per)
35. 12-Jun-2024 FILED: Untitled (Exhibit); Certificate of Service; Untitled (Exhibit); Untitled (Exhibit) (Appellant Pro Per)
36. 12-Jun-2024 FILED: Untitled (Exhibit); Certificate of Service; Untitled (Exhibit); Untitled (Exhibit) (Appellant Pro Per)
37. 23-Jun-2024 FILED: Reply Brief; Certificate of Compliance; Certificate of Service (Petitioner Pro Per)
38. 25-Jun-2024 FILED: Response to Request to Supplemental with ICA Hearing Files; Certificate of Service for Response to Request to Supplement (Respondent)
39. 8-Jul-2024 FILED: Motion to Strike Statements and Argument in Reply Brief; Certificate of Service for Motion to StrikeStatements[sic] and Arguments in Reply Brief (Respondent Employer/Carrier)
40. 8-Jul-2024 ORDERED: ICA Bad Faith and Unfair Claims Processing BCLM Claims 471892 & 471855 (Motion to Supplement) (Appellant Pro Per) = DENIED. Steven C Lawrence ProTem Judge - Author
41. 9-Jul-2024 FILED: 7/8/2024 Before the Industrial Commission of Arizona; ICA Hearing #20221310329 (Certificate of Service); Untitled (Response Regarding Judge Hill's Findings); August 2, 2023 Letter to Tina Brown (Petitioner Pro Per)
42. 9-Jul-2024 FILED: Response to Defendants Request to Deny Supplements with ICA Hearing Files; Certificate of Service; Affermative [sic] Defense 10-11-2022 Letter (Exhibit) (Petitioner Pro Per)
43. 16-Jul-2024 ORDERED: deferring a ruling on the motion (to strike statements and arguments in reply brief) to the panel that considers this appeal on the merits. Steven C Lawrence ProTem Judge - Author
44. 25-Jul-2024 CLNDR: CONFERENCE, Department B, 9-24-24, COURTROOM 2.