

**Court of Appeals, Division One  
Industrial Commission**

**1 CA-IC 24-0014**

**ALBERTSONS/ALBERTSONS v. KIMES**

**Appellate Case Information**

Case Filed: 20-Mar-2024

Case Closed:

**Dept/Composition**

**Side 1. ALBERTSONS HOLDINGS dba ALBERTSONS,**

Petitioner Employer,

**ALBERTSONS COMPANIES, INC,**

Petitioner Carrier.

, Petitioner

(Litigant Group) ALBERTSONS HOLDINGS dba ALBERTSONS/ALBERTSONS COMPANIES, INC

- Albertsons Holdings dba Albertsons, Petitioner Employer

**Attorneys for: Petitioner Employer/Carrier**

- Albertsons Companies, Inc, Petitioner Carrier

K Casey Kurth, Esq. (AZ Bar No. 11572)

**Side 2. THE INDUSTRIAL COMMISSION OF ARIZONA,**

Respondent,

**MELVIN KIMES,**

Respondent Employee., Respondent

(Litigant Group) ICA

- Industrial Commission of Arizona

**Attorneys for: Respondent ICA**

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

(Litigant Group) MELVIN KIMES

- Melvin Kimes, Respondent Employee

**Attorneys for: Respondent Employee**

Patrick R McNamara, Esq. (AZ Bar No. 4708)

**CASE STATUS**

Aug 16, 2024...**Decision Rendered**

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
ICA 20202180244			Jeanne Steiner, Administrative Law Judge		
INSCA W80000236-0001			Comments: (none)		

**OPEN DUE DATE**

**Petition for Review to ASC due**

**Due By:** Monday, September 16, 2024

Re: ORDERED: Dismissing this special action and quashing the writ of review. Steven C Lawrence ProTem  
Judge - Author

**CASE DECISION**

**16-Aug-2024 ORDER**

ORDERED: Dismissing this special action and quashing the writ of review.

Filed: **16-Aug-2024**

Mandate:

Steven Lawrence.....Author

Decision Disposition

**Dismissed**

**9 PROCEEDING ENTRIES**

- 20-Mar-2024 FILED: Petition for Statutory Special Action - Industrial Commission; Certificate of Service of Petition for Statutory Special Action - Industrial Commission (Petitioner Employer/Carrier)
- 20-Mar-2024 FILED: Appendix for Petition for Statutory Special Action (Petitioner Employer/Carrier)

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**9 PROCEEDING ENTRIES**

3. 25-Mar-2024 FILED: Writ of Review (Special Action Rule 10(c))
4. 28-Mar-2024 RECEIPT No.: 2024-00305 ; \$280.00, Authorization: #88007757577, Applied to: ALBERTSONS HOLDINGS dba ALBERTSONS/ALBERTSONS COMP - Class A Filing Fee (\$280.00) Paid for: Jardine Baker Hickman & Houston PLLC - By nCourt LLC
5. 29-Mar-2024 FILED: Notice of Appearance; Certificate of Service: Notice of Appearance (Respondent ICA)
6. 29-Mar-2024 FILED: e-Record on Appeal:  
ALJ Hearing File (1 volume)  
Claims File (1 volume)
7. 10-Apr-2024 FILED: Notice of Settlement and Withdrawal of Petition; Certificate of Service of Notice of Settlement and Withdrawal of Petition (Petitioner)
8. 11-Apr-2024 ORDERED: Staying this appeal until 7/10/24 and returning jurisdiction to the Industrial Commission of Arizona to allow it to consider the parties' settlement agreement. FURTHER ORDERED: Directing petitions to file a motion to dismiss if the Industrial Commission approves the settlement. FURTHER ORDERED: If the Industrial Commission does not approve settlement by 7/10/24, the stay will be lifted on 7/11/24 and the opening brief will be due by 8/9/24. Barbara Vidal Vaught ProTem Judge - Author
9. 16-Aug-2024 ORDERED: Dismissing this special action and quashing the writ of review. Steven C Lawrence ProTem Judge - Author