

**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)		

2 OPEN DUE DATES

Motion for Reconsideration due

Due By: Tuesday, September 3, 2024

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

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

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9 PROCEEDING ENTRIES

1. 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)
2. 20-Mar-2024 FILED: Appendix for Petition for Statutory Special Action (Petitioner Employer/Carrier)
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