

Arizona Supreme Court
Civil Petition for Review - Appeal

CV-23-0262-PR

ROBIN ROEBUCK v MAYO CLINIC, et al.

Appellate Case Information

Case Filed: 19-Oct-2023
Case Closed:

Dept/Composition

En Banc

Hon. Ann A. Scott Timmer
Hon. John R Lopez
Hon. Clint Bolick
Hon. James P Beene
Hon. William G Montgomery

Side 1. ROBIN ROEBUCK, Plaintiff/Appellant
(Litigant Group) ROBIN ROEBUCK

- Robin Roebuck

Attorneys for: Plaintiff/Appellant

Robert M Gregory, Esq. (AZ Bar No. 21805)

Side 2. MAYO CLINIC, et al., Defendant/Appellee
(Litigant Group) MAYO CLINIC, et al.

- Mayo Clinic
- Mayo Clinic Arizona
- Mayo Clinic Hospital
- Nicole Secrest
- Robert Scott

Attorneys for: Defendant/Appellee

Vincent J Montell, Esq. (AZ Bar No. 14236)
Rita J Bustos, Esq. (AZ Bar No. 25956)

Side 3. ARIZONA HOSPITAL AND HEALTHCARE ASSOCIATION, Amicus Curiae
(Litigant Group) ARIZONA HOSPITAL AND HEALTHCARE ASSOCIATION

- Arizona Hospital and Healthcare Association

Attorneys for: Amicus Curiae

D Andrew Gaona, Esq. (AZ Bar No. 28414)
Austin C Yost, Esq. (AZ Bar No. 34602)

Side 4. ARIZONA ASSOCIATION FOR JUSTICE/ARIZONA TRIAL LAWYERS ASSOCIATION, Amicus Curiae
(Litigant Group) ARIZONA ASSOCIATION FOR JUSTICE/ARIZONA TRIAL LAWYERS ASSOCIATION

- Arizona Association for Justice
- Arizona Trial Lawyers Association

Attorneys for: Amicus Curiae

David L Abney, Esq. (AZ Bar No. 9001)

Side 5. STATE OF ARIZONA, Amicus Curiae
(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Amicus Curiae

Joshua D Bendor, Esq. (AZ Bar No. 31908)
Hayleigh S Crawford, Esq. (AZ Bar No. 32326)

Side 6. AMERICAN MEDICAL ASSOCIATION; ARIZONA MEDICAL ASSOCIATION; PHOENIX CHILDREN'S HOSPITAL; HONORHEALTH; MUTUAL INSURANCE COMPANY OF ARIZONA, Amicus Curiae

(Litigant Group) AMERICAN MEDICAL ASSOCIATION; ARIZONA MEDICAL ASSOCIATION; PHOENIX CHILDREN'S HOSPITAL; HONORHEALTH; MUTUAL INSURANCE COMPANY OF ARIZONA

- American Medical Association
- Arizona Medical Association
- Phoenix Children's Hospital Inc
- HonorHealth
- Mutual Insurance Company of Arizona

Attorneys for: Amicus Curiae

Eileen Dennis GilBride, Esq. (AZ Bar No. 9220)

Side 7. HEALTH SYSTEM ALLIANCE OF ARIZONA, Amicus Curiae
(Litigant Group) HEALTH SYSTEM ALLIANCE OF ARIZONA

- Health System Alliance of Arizona

Attorneys for: Amicus Curiae

Brett William Johnson, Esq. (AZ Bar No. 21527)
Tracy Olson, Esq. (AZ Bar No. 34616)
Claudia E Stedman, Esq. (AZ Bar No. 36387)

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Side 8. THE ARIZONA CHAMBER OF COMMERCE AND INDUSTRY, Amicus Curiae

(Litigant Group) THE ARIZONA CHAMBER OF COMMERCE AND INDUSTRY

● **Arizona Chamber of Commerce and Industry**

Attorneys for: Amicus Curiae

Michael G Bailey, Esq. (AZ Bar No. 13747)

CASE STATUS

Sep 10, 2024....At Issue

Sep 10, 2024....Oral Argument Granted

Oct 19, 2023....Pending

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
1 CA	1 CA-CV 22-0508				
↳ MAR	CV2021-090429	Medical Malpractice	Rodrick J Coffey, Authoring Judge of Order Comments: (none)		

33 PROCEEDING ENTRIES

1. 19-Oct-2023 FILED: Petition for Review; Certificate of Service; Certificate of Compliance; Opinion (Appellees Mayo Clinic, et al.)
2. 23-Oct-2023 FILED: Record From CofA: Electronic Record
3. 30-Oct-2023 FILED: Notice of Change of Firm Affiliation and Address; Certificate of Service (Appellee Mayo Clinic, et al.)
4. 2-Nov-2023 RECEIPT No.: 2023-00677 ; \$280.00, Authorization: 8298371038815501, Applied to: MAYO CLINIC, et al. - Class A Filing Fee (\$280.00) Paid for: MAYO CLINIC, et al. - By nCourt LLC
5. 14-Nov-2023 FILED: Response to Petition for Review to Arizona Supreme Court; Certificate of Service; Certificate of Compliance (Appellant Roebuck)
6. 28-Nov-2023 RECEIPT No.: 2023-00692 ; \$140.00, Authorization: 8650397631403652, Applied to: ROBIN ROEBUCK - Class B Filing Fee (\$140.00) Paid for: ROBIN ROEBUCK - By nCourt LLC
7. 27-Nov-2023 FILED: Arizona Hospital and Healthcare Association's Unopposed Motion for a Procedural Order Extending the Deadline for Amicus Briefs; Certificate of Service (Amicus AzHHA)
8. 27-Nov-2023 FILED: Consent of Parties (Amicus AzHHA)
9. 28-Nov-2023 Arizona Hospital and Healthcare Association, having filed a motion for procedural order extending the deadline for amicus briefs on November 27, 2023,

IT IS ORDERED granting a first extension of time to file any Amicus Briefs on or before December 19, 2023. No further extensions of time shall be granted absent extraordinary circumstances. (Tracie K. Lindeman, Clerk)
10. 5-Dec-2023 FILED: Amicus Curiae Brief of Arizona Association for Justice/ Arizona Trial Lawyers Association; Certificate of Service; Certificate of Compliance (Amicus Arizona Association for Justice)
11. 5-Dec-2023 FILED: Motion of the Arizona Association for Justice/Arizona Trial Lawyers Association for Leave to File Amicus Curiae Brief; Certificate of Service (Amicus Arizona Association for Justice)
12. 5-Dec-2023 FILED: (Duplicate) Motion of the Arizona Association for Justice/Arizona Trial Lawyers Association for Leave to File Amicus Curiae Brief (Amicus Arizona Association for Justice)
13. 13-Dec-2023 A "Motion of the Arizona Association for Justice/Arizona Trial Lawyers Association for Leave to File Amicus Curiae Brief" and the brief of amicus curiae were filed on December 5, 2023. After consideration,

IT IS ORDERED the "Motion of the Arizona Association for Justice/Arizona Trial Lawyers Association for Leave to File Amicus Curiae Brief" is granted. The brief shall be filed as of December 5, 2023. (Hon. Kathryn H. King)
14. 15-Dec-2023 FILED: Amicus Curiae Brief of the State of Arizona in Support of the Petition for Review; Certificate of Service; Certificate of Compliance (Amicus State)
15. 15-Dec-2023 FILED: The Attorney General's Statement of Allowance to File Amicus Curiae Brief (Amicus American Medical, et al.)
16. 18-Dec-2023 FILED: Brief of Amicus Curiae American Medical Association, Arizona Medical Association, Phoenix Children's Hospital, HonorHealth, and Mutual Insurance Company of Arizona; Certificate of Service; Certificate of Compliance (Amicus American Medical, et al.)

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17. 18-Dec-2023 FILED: Consent of all Parties (Amicus American Medical, et al.)
18. 19-Dec-2023 FILED: Brief of Amicus Curiae Arizona Hospital and Healthcare Association in Support of Petitioners; Certificate of Service; Certificate of Compliance; Consent of Parties (Amicus AzHHA)
19. 19-Dec-2023 FILED: Brief of Amicus Curiae of Health System Alliance of Arizona Filed With the Written Consent of All Parties; Certificate of Service; Certificate of Compliance (Amicus Health System Alliance)
20. 19-Dec-2023 FILED: Consent of All Parties (Amicus Health System Alliance)
21. 19-Dec-2023 FILED: Brief of Amicus Curiae Arizona Chamber Filed With the Written Consent of All Parties; Certificate of Service; Certificate of Compliance (Amicus ACCI)
22. 19-Dec-2023 FILED: (Duplicate) Certificate of Compliance; (Duplicate) Certificate of Service (Amicus ACCI)
23. 19-Dec-2023 FILED: Consent of all Parties (Amicus ACCI)
24. 28-Dec-2023 FILED: Appellant's Unopposed Motion for a Procedural Order Extending the Deadline for Appellant's Response to Amicus Briefs; Certificate of Service (Appellant Roebuck)
25. 28-Dec-2023 Appellant Roebuck filed an "Unopposed Motion for a Procedural Order Extending the Deadline for Appellant's Response to Amicus Briefs" on December 28, 2023. Upon consideration,

IT IS ORDERED granting a first extension of time to file any responses to amicus briefs on or before January 22, 2024. No further extensions of time shall be granted absent extraordinary circumstances. (Tracie K. Lindeman, Clerk)
26. 22-Jan-2024 FILED: Response to Amicus Brief of Arizona Association for Justice/AZTLA; Certificate of Service; Certificate of Compliance (Appellees Mayo Clinic, et al.)
27. 22-Jan-2024 FILED: Appellant's Response to Brief of Amicus Curiae Health System Alliance of Arizona; Certificate of Service; Certificate of Compliance (Appellant Roebuck)
28. 22-Jan-2024 FILED: Appellant's Response to Brief of Amicus Curiae American Medical Association, Arizona Medical Association, Phoenix Children's Hospital, Honorhealth, and Mutual Insurance Company of Arizona; Certificate of Service; Certificate of Compliance (Appellant Roebuck)
29. 22-Jan-2024 FILED: Appellant's Response to Brief of Amicus Curiae Arizona Hospital and Healthcare Association; Certificate of Service; Certificate of Compliance (Appellant Roebuck)
30. 19-Aug-2024 ORDERED: Petition for Review = CONTINUED.

Justice King did not participate in the determination of this matter.
31. 10-Sep-2024 ORDERED: Petition for Review = GRANTED as to Issue 1 only.

FURTHER ORDERED: The case shall be set for oral argument.

FURTHER ORDERED: The parties may file simultaneous supplemental briefs, not to exceed 20 pages in length, no later than September 30, 2024. Any amicus briefs are due on or before October 15, 2024 and any responses to amicus briefs are due on or before November 4, 2024. Any amicus briefs or responses may not exceed 20 pages in length.

Justice King did not participate in the determination of this matter.
32. 11-Sep-2024 FILED: Record from CofA: Electronic Entire Record
33. 19-Sep-2024 NOTICE OF ORAL ARGUMENT: OA Set for Thursday, November 21, 2024 at 9:30 A.M. at Eastern Arizona College, Thatcher, Arizona. [twenty (20) minutes per side]