

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 21-363

Judge: Cathleen Brown Nichols

Complainant: Commission on Judicial Conduct

ORDER

The Commission initiated this complaint after receiving information that a superior court judge had failed to timely issue numerous rulings.

The rulings in question were all filed in the time period of mid-2020 through mid-2021. The Commission identified in excess of twenty rulings that appeared to have been untimely. Judge Brown Nichols informed the Commission that she had staffing issues during a portion of the early part of 2021. In addition, Judge Brown Nichols asserted that she had not been properly presented with the necessary proposed orders from the parties and her staff in many of the cases. Judge Brown Nichols did acknowledge that two of the alleged delayed rulings were in fact not timely ruled upon, as well as four additional civil cases and one lower court appeal she separately identified. Finally, Judge Brown Nichols discussed several remedial measures that she and her staff have undertaken to ensure that these issues are addressed and do not occur in the future.

The Commission found that Judge Brown Nichols' conduct as described above violated the following provisions of the Code:

- Rule 2.5(A) (Competence, Diligence, and Cooperation), which states, "A judge shall perform judicial and administrative duties competently, diligently, and promptly."
- Rule 2.12(A) (Supervisory Duties), which states, "A judge shall require court staff, court officials, and others subject to the judge's direction and control to act in a manner consistent with the judge's obligations under this code."

Accordingly, Judge Brown Nichols is hereby publicly reprimanded for the conduct described above and pursuant to Commission Rule 17(a). The record in this case, consisting of the complaint, the judicial officer's response, and this order shall be made public as required by Commission Rule 9(a).

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Commission member Barbara Brown did not participate in the consideration of these matters.

Dated: March 21, 2022

FOR THE COMMISSION

/s/ Louis Frank Dominguez

Hon. Louis Frank Dominguez
Commission Chair

Copies of this order were distributed to all appropriate persons on March 21, 2022.

CV202000476 Tory Capital LLC, VS. Naomi Contreras; Lyle Yazzie

General Case Information

Case Number: S0300CV202000476 Filing Date: 09/22/2020 03:46 PM
 Court Type: CIVIL Filing Type: EFILING
 Case Category: CIVIL Case Status: ADJUDICATED
 Case Type: CONTRACT Case Status Date: 06/01/2021
 Case Sub Type: OTHER CONTRACT Judge: CATHLEEN BROWN NICHOLS,
 Judge Group: DIVISION 5 Judge Asgmt. Date: 09/24/2020

TROY CAPITAL LLC
 PLAINTIFF vs
 NAOMI CONTRERAS et al.
 DEFENDANT

Sealed Case Restricted Case Jury Trial Requested Complex Remove From Public Access

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Related Cases

Service of Process

Ticklers

Warrants

Work Queue


Drag a column header here to group by that column.

Date Stamped	Party	Description	Comment	Satisfied Date	User ID
08/01/2021 05:25 PM		JUDGMENT: Civil Judgment			LECLARK
01/15/2021 03:29 PM	TROY CAPITAL LLC	MISCELLANEOUS: Attachments			JDUTTON
01/15/2021 03:29 PM	TROY CAPITAL LLC	MISCELLANEOUS: Attachments			JDUTTON
01/15/2021 03:29 PM	TROY CAPITAL LLC	MISCELLANEOUS: Attachments			JDUTTON
01/15/2021 03:29 PM	TROY CAPITAL LLC	MISCELLANEOUS: Attachments			JDUTTON
11/25/2020 10:33 AM	YAZZIE, LYLE	MOTION: SUMMARY JUDGMENT	summary judgment against lyle yazzie only		JDUTTON
11/12/2020 04:20 PM	TROY CAPITAL LLC	ANSWER: ANSWER			JDUTTON
09/22/2020 03:46 PM	TROY CAPITAL LLC	CERTIFICATE: OF SERVICE	UPON LYLE YAZZIE ON 11/7/2020 @ 1:50PM		JDUTTON
09/22/2020 03:46 PM	TROY CAPITAL LLC	SUMMONS: SUMMONS			JDUTTON
09/22/2020 03:46 PM	TROY CAPITAL LLC	SUMMONS: SUMMONS			JDUTTON
09/22/2020 03:46 PM	TROY CAPITAL LLC	ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS SUBJECT TO			JDUTTON
09/22/2020 03:46 PM	TROY CAPITAL LLC	COMPLAINT: Complaint			JDUTTON

Comp
 2021-363
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CV202000516 Hughes Federal Credit Union VS. Raymond Tso

General Case Information

Case Number: S0300CV202000516  Filing Date: 10/09/2020 03:41 AM
 Court Type: CIVIL Filing Type: EFILING
 Case Category: CIVIL Case Status: OPEN
 Case Type: CONTRACT Case Status Date: 10/09/2020
 Case Sub Type: OTHER CONTRACT Judge: CATHLEEN BROWN NICHOLS,
 Judge Group: DIVISION 5 Judge Asgmt. Date: 10/12/2020

HUGHES FEDERAL CREDIT UNION
 PLAINTIFF vs
 RAYMOND TSO et al.
 DEFENDANT

Sealed Case Restricted Case Jury Trial Requested Complex Remove From Public Access

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Date Stamped	Party	Description	Comment
02/23/2021 12:51 AM	HUGHES FEDERAL CREDIT UNION	MISCELLANEOUS: Attachments	
02/23/2021 12:51 AM	HUGHES FEDERAL CREDIT UNION	NOTICE: Notice	
02/23/2021 12:51 AM	HUGHES FEDERAL CREDIT UNION	NOTICE: Notice	
02/23/2021 12:51 AM	HUGHES FEDERAL CREDIT UNION	MISCELLANEOUS: Attachments	
02/23/2021 12:51 AM	HUGHES FEDERAL CREDIT UNION	MOTION: Motion	
01/15/2021 03:31 PM	HUGHES FEDERAL CREDIT UNION	NOTICE: Notice	dismissal without prejudice for debra tso only
12/25/2020 06:50 PM	HUGHES FEDERAL CREDIT UNION	APPLICATION: DEFAULT JUDGMENT WITHOUT HEARING	
11/16/2020 12:23 PM	HUGHES FEDERAL CREDIT UNION	CERTIFICATE: OF SERVICE	upon raymond tso on 10/20/2020 @ 3:45pm
10/09/2020 03:41 AM	HUGHES FEDERAL CREDIT UNION	SUMMONS: SUMMONS	
10/09/2020 03:41 AM	HUGHES FEDERAL CREDIT UNION	SUMMONS: SUMMONS	
10/09/2020 03:41 AM	HUGHES FEDERAL CREDIT UNION	ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS SUBJECT TO	
10/09/2020 03:41 AM	HUGHES FEDERAL CREDIT UNION	COMPLAINT: Complaint	

CV2017-00225 Nicholas Calvano VS. Sedona Pines LLC, Sedona Pines Resort, and Gregory Penrod

General Case Information				
Case Number	S0300CV201700225	Filing Date	05/15/2017 03:11 PM	NICHOLAS CALVANO PLAINTIFF vs SEDONA PINES, LLC et al. DEFENDANT
Court Type	CIVIL	Filing Type	PRIVATE ATTORNEY	
Case Category	CIVIL	Case Status	ADJUDICATED	
Case Type	CONTRACT	Case Status Date	04/01/2021	
Case Sub Type	OTHER CONTRACT	Judge	CATHLEEN BROWN NICHOLS,	
Judge Group	DIVISION 5	Judge Asgmt. Date	12/14/2017	
Sealed Case <input type="checkbox"/> Restricted Case <input type="checkbox"/> Jury Trial Requested <input type="checkbox"/> Complex <input type="checkbox"/> Remove From Public Access <input type="checkbox"/>				
Accounting Administrative Updates Bonds Court Associations Court Dates Documents Exhibit Tracking FARE Events Folder Tracking Parties Party Associations Payment Contracts Personal Notes Register of Actions Related Cases Service of Process Ticklers Warrants Work Queue				
Drag a column header here to group by that column.				
Date Stamped	Party	Description	Comment	
04/01/2021 05:30 PM		ORDER: Order	RE: MOTION TO ENFORCE SETTLEMENT AGREEMENT	
01/03/2021 08:52 PM	CALVANO, NICHOLAS	MISCELLANEOUS: Attachments		
01/03/2021 08:52 PM	CALVANO, NICHOLAS	MOTION: Motion		
01/29/2020 12:49 AM		ORDER: SCHEDULING ORDER (STANDARD)		
01/13/2020 04:00 PM	CALVANO, NICHOLAS	MINUTE ENTRY: STATUS CONFERENCE		
12/16/2019 03:22 PM	CALVANO, NICHOLAS	MINUTE ENTRY: STATUS CONFERENCE	STATUS CONFERENCE 1/13/20 @ 10:00AM DIV 5	
12/17/2019 04:14 PM	CALVANO, NICHOLAS	REPORT: Mediation Report	1/13/19 STATUS CONF	
11/13/2019 11:04 AM	CALVANO, NICHOLAS	MINUTE ENTRY: STATUS CONFERENCE	12/16/19 10 AM D5	
09/30/2019 09:49 AM	CALVANO, NICHOLAS	MINUTE ENTRY: STATUS CONFERENCE	NEXT STATUS 10-28-19 AT 10 AM	
08/09/2019 01:47 PM	CALVANO, NICHOLAS	ORDER: TRANSFER		
07/29/2019 08:06 AM	CALVANO, NICHOLAS	MINUTE ENTRY: STATUS CONFERENCE	STAT. CONF: 9-30-19 @ 10:00 AM IN DIV 5	
06/24/2019 01:03 PM	CALVANO, NICHOLAS	MINUTE ENTRY: STATUS CONFERENCE	SC: 7-29-19 @ 10:30 AM IN DIV 5	
06/25/2019 10:49 PM		ORDER: SCHEDULING ORDER (STANDARD)		
05/20/2019 04:07 PM	SEDONA PINES, LLC ET AL.	MINUTE ENTRY: STATUS CONFERENCE	STATUS CONFERENCE IS SET FOR JUNE 24, 2019 AT 10:00 AM IN DIV 5	
05/20/2019 08:53 AM	SEDONA PINES, LLC ET AL.	NOTICE OF FILING: PROPOSED ORDER		
04/15/2019 08:46 AM	CALVANO, NICHOLAS	MINUTE ENTRY: STATUS CONFERENCE	NEXT STATUS CONF SET 5-20-19 AT 11 AM	
03/11/2019 03:30 PM	CALVANO, NICHOLAS	MINUTE ENTRY: STATUS CONFERENCE	STATUS CONF SET FOR 04-15-19 AT 11AM DIV 5	
03/31/2019 07:43 PM	CALVANO, NICHOLAS	NOTICE: Disclosure		
03/11/2019 03:16 PM	CALVANO, NICHOLAS	NOTICE: Appearance		
01/22/2019 01:39 PM	CALVANO, NICHOLAS	MINUTE ENTRY: STATUS CONFERENCE	NEXT STAT CONF 3-11-19 AT 11 AM	
01/28/2019 09:23 AM		ORDER: SCHEDULING ORDER (STANDARD)		
12/03/2018 03:53 PM	CALVANO, NICHOLAS	MINUTE ENTRY: STATUS CONFERENCE	STATUS CONF. ON JAN. 22, 2019 AT 10:00 A.M. IN D5. COUNSEL MAY APPEAR TELE.	
12/07/2018 11:24 AM	CALVANO, NICHOLAS	REPORT: JOINT REPORT (STANDARD)		
12/03/2018 12:17 PM	SEDONA PINES, LLC ET AL.	REPORT: JOINT REPORT (STANDARD)		
09/24/2018 08:40 AM	PENROD, GREGORY	MINUTE ENTRY: ORAL ARGUMENT		

General Case Information

Case Number S0300CV201700225 Filing Date 05/15/2017 03:11 PM NICHOLAS CALVANO
 Court Type CIVIL Filing Type PRIVATE ATTORNEY PLAINTIFF vs
 Case Category CIVIL Case Status ADJUDICATED SEDONA PINES, LLC et al.
 Case Type CONTRACT Case Status Date 04/01/2021 DEFENDANT
 Case Sub Type OTHER CONTRACT Judge CATHLEEN BROWN NICHOLS.
 Judge Group DIVISION 5 Judge Asgmt. Date 12/14/2017

Sealed Case Restricted Case Jury Trial Requested Complex Remove From Public Access

	Drag a column header here to group by that column.			
	Date Stamped	Party	Description	Comment
Bonds	06/08/2018 04:02 PM	CALVANO, NICHOLAS	ORDER: Extending Time	FOR FILING OPPOSITION TO DEFENDANT'S MOTION TO DISMISS TO 6/15/18
Court Associations	05/29/2018 02:56 PM	CALVANO, NICHOLAS	MOTION: Extension of Time	FOR FILING PLAINTIFF'S OPPOSITION TO DEFENDANT'S MOTION TO DISMISS
Court Dates	05/24/2018 02:05 PM	SEONDA PINES RESORT	MOTION: Dismiss Counts	TWO, THREE, AND FOUR OF PLAINTIFF'S FIRST AMENDED COMPLAINT
Documents	04/02/2018 11:35 AM	CALVANO, NICHOLAS	COMPLAINT: AMENDED COMPLAINT	FIRST AMENDED COMPLAINT
Exhibit Tracking	03/21/2018 09:01 AM	SEONDA PINES, LLC	ORDER: Granting	DEFENDANT'S MOTION TO STRIKE PLAINTIFF'S APPLICATION FOR DEFAULT
FARE Events	03/05/2018 08:43 AM	CALVANO, NICHOLAS	RESPONSE: TO MOTION	FOR SUMMARY JUDGMENT
Folder Tracking	02/12/2018 04:30 PM	SEONDA PINES RESORT	MOTION: Motion	FOR SUMMARY DISPOSITION AND REQUEST TO ENFORCE ARIZ R CIV P 15(A)(5)
Parties	01/19/2018 02:08 PM	SEONDA PINES RESORT	MOTION: STRIKE	APPLICATION FOR DEFAULT
Party Associations	01/10/2018 08:24 AM	CALVANO, NICHOLAS	NOTICE: Notice	OF APPLICATION FOR ENTRY OF DEFAULT
Payment Contracts	01/10/2018 08:24 AM	CALVANO, NICHOLAS	APPLICATION: ENTRY OF DEFAULT	
Personal Notes	12/14/2017 12:30 PM	PENROD, GREGORY	ORDER: Reassignment of Judge	CASE REASSIGNED TO JUDGE CATHLEEN BROWN NICHOLS, DIV
Register of Actions	11/14/2017 01:04 PM	PENROD, GREGORY	ORDER: TRANSFER	TO PRESIDING JUDGE, MARK R. MORAN, DIVISION 3, OR REASSIGNMENT.
Related Cases	11/09/2017 09:47 AM	SEONDA PINES RESORT	NOTICE: Appearance	MATTHEW MANFIELD
Service of Process	11/09/2017 09:47 AM	SEONDA PINES RESORT	NOTICE: CHANGE OF JUDGE	
Ticklers	10/23/2017 11:22 AM	CALVANO, NICHOLAS	ORDER: Granting	RE: MOTION TO ACCEPT STIPULATED FIRST AMENDED COMPLAINT
Warrants	10/03/2017 11:41 AM	CALVANO, NICHOLAS	NOTICE: Filing Service	
Work Queue	10/02/2017 11:41 AM	CALVANO, NICHOLAS	MOTION: Approval	TO ACCEPT STIPULATED AMENDED COMPLAINT
	09/28/2017 10:30 AM	CALVANO, NICHOLAS	NOTICE: PLACING ON DISMISSAL CALENDAR	
	07/17/2017 02:33 PM	CALVANO, NICHOLAS	SERVICE: Certificate	
	05/15/2017 03:34 PM	CALVANO, NICHOLAS	ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS NOT SUBJECT TO	
	05/15/2017 03:34 PM	CALVANO, NICHOLAS	COMPLAINT: Complaint	

CV20200448 Paul Douglas Keene VS. Sandra Lynn Simpson and John Doe Simpson, as husband and wife,

General Search Case Summary- S0300CV202000476 Case Summary- S0300CV202000516 Case Summary- S0300CV202000448

Activity Report Status History RePrint Refresh Print Grid Close

General Case Information

Case Number: S0300CV202000448 Filing Date: 09/11/2020 08:32 AM
 Court Type: CIVIL Filing Type: EFILING
 Case Category: CIVIL Case Status: OPEN
 Case Type: TORT MOTOR VEHICLE Case Status Date: 09/11/2020
 Case Sub Type: NON-DEATH/PERSONAL INJL Judge: CATHLEEN BROWN NICHOLS,
 Judge Group: DIVISION 5 Judge Asgmt. Date: 09/14/2020

Sealed Case Restricted Case Jury Trial Requested Complex Remove From Public Access

PAUL DOUGLAS KEENE
 PLAINTIFF vs
 SAUNDRA LYNN SIMPSON et al.
 DEFENDANT

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Date Stamped	Party	Description	Comment
05/11/2021 03:55 PM	SIMPSON, SAUNDRA LYNN	STIPULATION: STIPULATION FOR DISMISSAL	
04/07/2021 11:14 AM	KEENE, PAUL DOUGLAS	NOTICE: Impending Dismissal	
11/06/2020 03:06 PM	SIMPSON, SAUNDRA LYNN	CERTIFICATE: Certificate	
11/06/2020 03:03 PM	SIMPSON, SAUNDRA LYNN	ANSWER: ANSWER	
10/20/2020 11:26 AM	KEENE, PAUL DOUGLAS	SERVICE: ACCEPTANCE	
09/11/2020 08:32 AM	KEENE, PAUL DOUGLAS	SUMMONS: SUMMONS	
09/11/2020 08:32 AM	KEENE, PAUL DOUGLAS	SUMMONS: SUMMONS	
09/11/2020 08:32 AM	KEENE, PAUL DOUGLAS	ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS NOT SUBJECT TO	
09/11/2020 08:32 AM	KEENE, PAUL DOUGLAS	COMPLAINT: Complaint	

CV201800364 Discover Bank VS. Jerimey S. Chaney and J Doe spouse

General Case Information

Case Number	S0300CV201800364	Filing Date	07/19/2018 02:44 PM	DISCOVER BANK PLAINTIFF vs JERIMEY S CHANEY et al DEFENDANTS
Court Type	CIVIL	Filing Type	EFILING	
Case Category	CIVIL	Case Status	ADJUDICATED	
Case Type	CONTRACT	Case Status Date	02/12/2021	
Case Sub Type	ACCOUNT (OPEN/STATED)	Judge	CATHLEEN BROWN NICHOLS,	
Judge Group	DIVISION 5	Judge Asgmt. Date	07/19/2018	

Sealed Case Restricted Case Jury Trial Requested Complex Remove From Public Access

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FARE Events

Folder Tracking

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Drag a column header here to group by that column.

Date Stamped	Party	Description	Comment
02/12/2021 11:16 AM		JUDGMENT: Default	
10/16/2020 12:45 PM	Discover Bank,	STATEMENT: of Costs	
10/16/2020 12:43 PM	Discover Bank,	MISCELLANEOUS: Attachments	
10/16/2020 12:43 PM	Discover Bank,	AFFIDAVIT: IN SUPPORT OF	
10/16/2020 12:40 PM	Discover Bank,	REQUEST: Request	FOR DEFAULT JUDGMENT WITHOUT A HEARING
03/11/2020 11:01 AM	Discover Bank,	MISCELLANEOUS: Attachments	
03/11/2020 11:01 AM	Discover Bank,	APPLICATION: APPLICATION	
02/18/2020 02:46 PM	Discover Bank,	SERVICE: Certificate	UPON JERIMEY S. CHANEY C/O PHIL DEASY ON 2/7/20 @ 12:50PM
01/20/2020 01:29 AM		ORDER: Extending Time for Service	
10/07/2019 12:29 PM	Discover Bank,	MOTION: Motion	
05/31/2019 11:37 PM		ORDER: Extending Time for Service	
04/10/2019 03:55 PM	Discover Bank,	MOTION: Extend Time for Service	
03/04/2019 04:29 PM	Discover Bank,	NOTICE: Impending Dismissal	
01/03/2019 03:16 PM		ORDER: Extending Time for Service	
11/20/2018 01:00 PM	Discover Bank,	MOTION: Extend Time for Service	
10/25/2018 10:45 AM	Discover Bank,	NOTICE: Impending Dismissal	
07/19/2018 02:44 PM	Discover Bank,	SUMMONS: SUMMONS	
07/19/2018 02:44 PM	Discover Bank,	SUMMONS: SUMMONS	
07/19/2018 02:44 PM	Discover Bank,	ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS SUBJECT TO	
07/19/2018 02:44 PM	Discover Bank,	COMPLAINT: Complaint	

CV202000508 Discover Bank VS. Jason Preston and John/Jane Doe Preston

General Case Information			
Case Number	S0300CV202000508	Filing Date	10/07/2020 02:12 PM
Court Type	CIVIL	Filing Type	EFILING
Case Category	CIVIL	Case Status	OPEN
Case Type	CONTRACT	Case Status Date	10/07/2020
Case Sub Type	ACCOUNT (OPEN/STATED)	Judge	CATHLEEN BROWN NICHOLS,
Judge Group	DIVISION 5	Judge Asgmt. Date	10/07/2020
Sealed Case <input type="checkbox"/> Restricted Case <input type="checkbox"/> Jury Trial Requested <input type="checkbox"/> Complex <input type="checkbox"/> Remove From Public Access <input type="checkbox"/>			
DISCOVER BANK PLAINTIFF vs JASON PRESTON et al. DEFENDANT			
Accounting Administrative Updates Bonds Court Associations Court Dates Documents Exhibit Tracking FARE Events Folder Tracking Parties Party Associations Payment Contracts Personal Notes Register of Actions Related Cases Service of Process Ticklers Warrants Work Queue			
Drag a column header here to group by that column.			
Date Stamped	Party	Description	Comment
11/27/2020 10:53 AM	DISCOVER BANK	MOTION: SUMMARY JUDGMENT	
11/05/2020 10:24 AM	PRESTON, JASON	ANSWER: ANSWER	
10/28/2020 09:22 AM	DISCOVER BANK	CERTIFICATE: OF SERVICE	UPON JASON PRESTON ON 10/22/2020 @ 5:13PM
10/07/2020 02:12 PM	DISCOVER BANK	SUMMONS: SUMMONS	
10/07/2020 02:12 PM	DISCOVER BANK	SUMMONS: SUMMONS	
10/07/2020 02:12 PM	DISCOVER BANK	NOTICE: Notice	
10/07/2020 02:12 PM	DISCOVER BANK	ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS SUBJECT TO	
10/07/2020 02:12 PM	DISCOVER BANK	COMPLAINT: Complaint	

CV201800602 Paige Marie Arvizu VS. Rex Patrick Jenney and Jane Doe Jenney

General Case Information

Case Number	S0300CV201800602	Filing Date	12/06/2018 04:10 PM	PAIGE MARIE ARVIZU PLAINTIFF vs REX PATRICK JENNEY et al. DEFENDANT
Court Type	CIVIL	Filing Type	EFILING	
Case Category	CIVIL	Case Status	ADJUDICATED	
Case Type	TORT MOTOR VEHICLE	Case Status Date	03/12/2021	
Case Sub Type	NON-DEATH/PERSONAL INJL	Judge	CATHLEEN BROWN NICHOLS.	
Judge Group	DIVISION 5	Judge Asgmt. Date	03/14/2019	

Sealed Case Restricted Case Jury Trial Requested Complex Remove From Public Access

Accounting	Drag a column header here to group by that column.			
Administrative Updates	Date Stamped	Party	Description	Comment
Bonds	03/12/2021 02:25 PM		ORDER: DISMISSING CASE W/ PREJUDICE	
Court Associations	12/08/2020 03:15 PM	JENNEY, REX PATRICK	STIPULATION: STIPULATION FOR DISMISSAL	
Court Dates	10/23/2020 04:10 PM	JENNEY, REX PATRICK	NOTICE: SETTLEMENT	
Documents	01/22/2020 09:01 AM	ARVIZU, PAIGE MARIE	CERTIFICATE: Certificate	CERT OF COMPULSORY ARBITRATION
Exhibit Tracking	01/15/2020 02:58 PM	ARVIZU, PAIGE MARIE	NOTICE: Impending Dismissal	
FARE Events	06/05/2019 01:33 PM	ARVIZU, PAIGE MARIE	NOTICE: Change of Address	
Folder Tracking	03/14/2019 01:14 PM	ABC CORPORATIONS I-V	ORDER: Reassignment of Judge	CASE REASSIGNED TO JUDGE CATHLEEN BROWN NICHOLS, DIV 5
Parties	02/11/2019 02:38 PM		ORDER: Order	
Party Associations	02/08/2019 03:41 PM	JENNEY, REX PATRICK	ANSWER: ANSWER	
Payment Contracts	12/06/2018 04:10 PM	ARVIZU, PAIGE MARIE	SUMMONS: SUMMONS	
Personal Notes	12/06/2018 04:10 PM	ARVIZU, PAIGE MARIE	SUMMONS: SUMMONS	
Register of Actions	12/06/2018 04:10 PM	ARVIZU, PAIGE MARIE	SUMMONS: SUMMONS	
Related Cases	12/06/2018 04:10 PM	ARVIZU, PAIGE MARIE	SUMMONS: SUMMONS	
Service of Process	12/06/2018 04:10 PM	ARVIZU, PAIGE MARIE	SUMMONS: SUMMONS	
Ticklers	12/06/2018 04:10 PM	ARVIZU, PAIGE MARIE	ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS SUBJECT TO	
Warrants	12/06/2018 04:10 PM	ARVIZU, PAIGE MARIE	COMPLAINT: Complaint	
Work Queue				

CV201900348 Oak Creek Holdings, LLC VS. Verizon Wireless

General Case Information

Case Number	S0300CV201900348	Filing Date	07/11/2019 02:38 PM	Oak Creek Holdings, LLC PLAINTIFF vs Verizon Wireless (VAW) LLC DEFENDANT
Court Type	CIVIL	Filing Type	EFILING	
Case Category	CIVIL	Case Status	OPEN	
Case Type	UNCLASSIFIED CIVIL	Case Status Date	11/07/2019	
Case Sub Type	OTHER	Judge	CATHLEEN BROWN NICHOLS,	
Judge Group	DIVISION 5	Judge Asgmt. Date	07/11/2019	

Sealed Case Restricted Case Jury Trial Requested Complex Remove From Public Access

	Date Stamped	Party	Description	Comment
Accounting	Drag a column header here to group by that column.			
Administrative Updates	10/08/2020 09:37 AM	Oak Creek Holdings, LLC	STIPULATION: STIPULATION FOR DISMISSAL	
Bonds	10/05/2020 05:11 PM		ORDER: Continuing	CONTINUING ON INACTIVE CALANDER 30 DAYS
Court Associations	05/05/2020 10:29 AM	Oak Creek Holdings, LLC	NOTICE: SETTLEMENT	
Court Dates	04/21/2020 11:42 PM		ORDER: Extending Time	REPLY DEADLINE DUE 4/6/2020
Documents	04/03/2020 10:25 AM	Oak Creek Holdings, LLC	STIPULATION: STIPULATION TO EXTEND TIME	
Exhibit Tracking	03/16/2020 10:02 PM		ORDER: Extending Time	
FARE Events	02/26/2020 03:01 PM	Oak Creek Holdings, LLC	STIPULATION: STIPULATION TO EXTEND TIME	
Folder Tracking	01/30/2020 11:33 AM	Oak Creek Holdings, LLC	STIPULATION: STIPULATION TO EXTEND TIME	
Parties	01/06/2020 03:10 PM	Oak Creek Holdings, LLC	STIPULATION: STIPULATION TO EXTEND TIME	
Party Associations	12/20/2019 03:14 PM	Verizon Wireless (VAW) LLC	OBJECTION: Objection	
Payment Contracts	12/20/2019 03:04 PM	Verizon Wireless (VAW) LLC	OBJECTION: Objection	
Personal Notes	12/02/2019 03:38 PM	Oak Creek Holdings, LLC	MOTION: Attorney Fees	
Register of Actions	11/07/2019 11:14 AM		ORDER: Order	
Related Cases	09/16/2019 03:45 PM	Oak Creek Holdings, LLC	RESPONSE: RESPONSE	
Service of Process	09/16/2019 03:13 PM	Verizon Wireless (VAW) LLC	MISCELLANEOUS: Attachments	
Ticklers	09/16/2019 03:13 PM	Verizon Wireless (VAW) LLC	NOTICE: Notice	
Warrants	09/10/2019 04:35 PM	Oak Creek Holdings, LLC	Minute Entry: Court Trial	UNDER ADVISEMENT
Work Queue	09/09/2019 11:56 AM	Oak Creek Holdings, LLC	ORDER: UNDER ADVISEMENT - ISSUE	
	08/30/2019 10:04 AM	Oak Creek Holdings, LLC	MISCELLANEOUS: EXHIBIT LIST	AUGUST 26, 2019
	09/11/2019 10:04 AM	Oak Creek Holdings, LLC	MISCELLANEOUS: EXHIBIT LIST	AUGUST 26, 2019 AND SEPTEMBER 10, 2019
	09/09/2019 09:53 AM	Oak Creek Holdings, LLC	RESPONSE: RESPONSE	
	09/05/2019 05:00 PM	Verizon Wireless (VAW) LLC	MISCELLANEOUS: Memorandum	
	08/26/2019 01:58 PM	Oak Creek Holdings, LLC	Minute Entry: Court Trial	CONTINUED TRIAL 09/10/19 @ 9AM (3 HOURS) DIV 5
	08/23/2019 02:31 PM	Verizon Wireless (VAW) LLC	MISCELLANEOUS: Attachments	
	08/23/2019 02:31 PM	Verizon Wireless (VAW) LLC	NOTICE: Notice	
	08/23/2019 02:35 PM	Oak Creek Holdings, LLC	SERVICE: Certificate	UPON JOHN CARR ON 8/19/19 @ 1:52PM
	08/23/2019 02:40 PM	Oak Creek Holdings, LLC	MISCELLANEOUS: Attachments	

CV202000060 Sandra Conway Vs. Outback Steakhouse of Florida

General Case Information

Case Number	S0300CV202000060	Filing Date	02/13/2020 10:09 AM	SANDRA J. CONWAY PLAINTIFF vs OUTBACK STEAKHOUSE OF FLORIDA DEFENDANT
Court Type	CIVIL	Filing Type	EFILING	
Case Category	CIVIL	Case Status	ADJUDICATED	
Case Type	TORT NON-MOTOR VEHICLE	Case Status Date	03/03/2021	
Case Sub Type	PRODUCT LIABILITY - ASBES	Judge	CATHLEEN BROWN NICHOLS,	
Judge Group	DIVISION 5	Judge Asgmt. Date	02/13/2020	

Sealed Case
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Party Associations

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Service of Process

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Work Queue

Drag a column header here to group by that column.

Date Stamped	Party	Description	Comment
03/03/2021 11:00 AM		ORDER: DISMISSING CASE W/ PREJUDICE	
11/12/2020 12:18 PM	CONWAY, SANDRA J.	MOTION: Dismiss	
10/08/2020 04:36 PM		ORDER: Extending Time for Service	SERVICE DEADLINE 10/27/2020
07/29/2020 11:01 AM	CONWAY, SANDRA J.	MOTION: Extend Time for Service	
06/23/2020 10:28 AM		ORDER: Extending Time	SERVICE DEADLINE 8/5/2020
05/07/2020 09:34 AM	CONWAY, SANDRA J.	MOTION: Extend Time for Service	
02/13/2020 10:09 AM	CONWAY, SANDRA J.	SUMMONS: SUMMONS	
02/13/2020 10:09 AM	CONWAY, SANDRA J.	ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS NOT SUBJECT TO	
02/13/2020 10:09 AM	CONWAY, SANDRA J.	DEMAND: Demand for Jury Trial	
02/13/2020 10:09 AM	CONWAY, SANDRA J.	COMPLAINT: Complaint	

CV202000120 Crown Asset Management LLC Vs. Genevieve F. Martinez and J Doe Spouse

General Case Information

Case Number	S0300CV202000120	Filing Date	03/16/2020 10:53 AM	CROWN ASSET MANAGEMENT, LLC PLAINTIFF vs GENEVIEVE F MARTINEZ et al. DEFENDANT
Court Type	CIVIL	Filing Type	EFILING	
Case Category	CIVIL	Case Status	ADJUDICATED	
Case Type	CONTRACT	Case Status Date	02/09/2021	
Case Sub Type	ACCOUNT (OPEN/STATED)	Judge	CATHLEEN BROWN NICHOLS,	
Judge Group	DIVISION 5	Judge Asgmt. Date	03/17/2020	

Sealed Case Restricted Case Jury Trial Requested Complex Remove From Public Access

	Date Stamped	Party	Description	Comment
	02/09/2021 02:00 PM		JUDGMENT: Judgment	
	07/28/2020 10:57 AM	CROWN ASSET MANAGEMENT, LLC	STATEMENT: STATEMENT	
	07/28/2020 10:55 AM	CROWN ASSET MANAGEMENT, LLC	MISCELLANEOUS: Attachments	
	07/28/2020 10:55 AM	CROWN ASSET MANAGEMENT, LLC	AFFIDAVIT: AFFIDAVIT	
	07/28/2020 10:51 AM	CROWN ASSET MANAGEMENT, LLC	REQUEST: Request	
	06/29/2020 11:29 AM	CROWN ASSET MANAGEMENT, LLC	MISCELLANEOUS: Attachments	
	06/29/2020 11:29 AM	CROWN ASSET MANAGEMENT, LLC	APPLICATION: APPLICATION	
	06/08/2020 08:13 AM	CROWN ASSET MANAGEMENT, LLC	SERVICE: Certificate	UPON KENSON PUGH ON 5/29/2020 @ 4:42PM
	03/16/2020 10:53 AM	CROWN ASSET MANAGEMENT, LLC	SUMMONS: SUMMONS	
	03/16/2020 10:53 AM	CROWN ASSET MANAGEMENT, LLC	SUMMONS: SUMMONS	
	03/16/2020 10:53 AM	CROWN ASSET MANAGEMENT, LLC	ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS SUBJECT TO	
	03/16/2020 10:53 AM	CROWN ASSET MANAGEMENT, LLC	COMPLAINT: Complaint	

CV202000164 CPX Lands, LLC VS. Janice M. Brickman

General Case Information

Case Number	S0300CV202000164	Filing Date	04/08/2020 01:48 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY PLAINTIFF vs JANICE M. BRICKMAN et al. DEFENDANT
Court Type	CIVIL	Filing Type	EFILING	
Case Category	CIVIL	Case Status	OPEN	
Case Type	UNCLASSIFIED CIVIL	Case Status Date	04/08/2020	
Case Sub Type	OTHER	Judge	CATHLEEN BROWN NICHOLS.	
Judge Group	DIVISION 5	Judge Asgmt. Date	04/08/2020	

Sealed Case Restricted Case Jury Trial Requested Complex Remove From Public Access

Accounting

Administrative Updates

Drag a column header here to group by that column.

Date Stamped	Party	Description	Comment
10/23/2020 01:36 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	STIPULATION: STIPULATION FOR DISMISSAL	
10/13/2020 05:00 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	AFFIDAVIT: IN SUPPORT OF	
10/13/2020 05:00 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	MISCELLANEOUS: Attachments	
10/13/2020 05:00 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	APPLICATION: ENTRY OF DEFAULT	
09/28/2020 04:46 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	SERVICE: Return of Service	UPON WILLIAM C. BRICKMAN ON 9/18/2020 @ 9AM
09/25/2020 04:03 PM	BRICKMAN, JANICE M.	REQUEST: Request	RE: SUMMON S
08/06/2020 02:08 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	MISCELLANEOUS: Attachments	
08/06/2020 02:08 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	MISCELLANEOUS: Attachments	
08/06/2020 02:08 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	APPLICATION: ENTRY OF DEFAULT	
08/05/2020 04:27 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	MISCELLANEOUS: Attachments	
08/05/2020 04:27 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	MISCELLANEOUS: Attachments	
08/05/2020 04:27 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	SERVICE: AFFIDAVIT OF SERVICE BY PUBLICATION	
07/22/2020 10:56 AM		ORDER: Extending Time	
06/16/2020 01:02 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	MISCELLANEOUS: Attachments	
06/16/2020 01:02 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	MOTION: Extend Time for Service	
06/08/2020 04:26 PM	SARAH BENATAR, COCONINO COUNTY TREASURER	ANSWER: ANSWER	
05/04/2020 01:18 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	SUMMONS: SUMMONS	
05/04/2020 01:18 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	MISCELLANEOUS: Praeipe	
04/13/2020 02:42 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	SERVICE: WAIVER OF SERVICE	
04/08/2020 01:48 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	SUMMONS: SUMMONS	
04/08/2020 01:48 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	SUMMONS: SUMMONS	
04/08/2020 01:48 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	SUMMONS: SUMMONS	
04/08/2020 01:48 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	SUMMONS: SUMMONS	
04/08/2020 01:48 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS NOT SUBJECT TO	
04/08/2020 01:48 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	MISCELLANEOUS: Attachments	
04/08/2020 01:48 PM	CPX LANDS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY	COMB: AMT: Complaint	

CV202000236 Crown Asset Management Vs. Eric Poocha and J Doe Spouse

Case Number	S0300CV202000236	Filing Date	05/22/2020 02:06 PM	CROWN ASSET MANAGEMENT, LLC PLAINTIFF vs ERIC POOCHA et al. DEFENDANT
Court Type	CIVIL	Filing Type	EFILING	
Case Category	CIVIL	Case Status	ADJUDICATED	
Case Type	CONTRACT	Case Status Date	02/12/2021	
Case Sub Type	ACCOUNT (OPEN/STATED)	Judge	CATHLEEN BROWN NICHOLS,	
Judge Group	DIVISION 5	Judge Asgmt. Date	05/26/2020	

Sealed Case Restricted Case Jury Trial Requested Complex Remove From Public Access

	Drag a column header here to group by that column.			
	Date Stamped	Party	Description	Comment
Accounting	02/12/2021 11:19 AM		JUDGMENT: Default	
Administrative Updates	08/10/2020 12:11 PM	CROWN ASSET MANAGEMENT, LLC	STATEMENT: STATEMENT	
Bonds	08/10/2020 12:09 PM	CROWN ASSET MANAGEMENT, LLC	MISCELLANEOUS: Attachments	
Court Associations	08/10/2020 12:09 PM	CROWN ASSET MANAGEMENT, LLC	AFFIDAVIT: AFFIDAVIT	
Court Dates	08/10/2020 12:06 PM	CROWN ASSET MANAGEMENT, LLC	REQUEST: Request	
Documents	07/10/2020 02:35 PM	CROWN ASSET MANAGEMENT, LLC	MISCELLANEOUS: Attachments	
Exhibit Tracking	07/10/2020 02:35 PM	CROWN ASSET MANAGEMENT, LLC	APPLICATION: APPLICATION	
FARE Events	06/08/2020 08:11 AM	CROWN ASSET MANAGEMENT, LLC	SERVICE: Certificate	UPON ERIC POOCHA ON 5/29/2020 @ 7:43PM
Folder Tracking	05/22/2020 02:06 PM	CROWN ASSET MANAGEMENT, LLC	SUMMONS: SUMMONS	
Parties	05/22/2020 02:06 PM	CROWN ASSET MANAGEMENT, LLC	SUMMONS: SUMMONS	
Party Associations	05/22/2020 02:06 PM	CROWN ASSET MANAGEMENT, LLC	ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS SUBJECT TO	
Payment Contracts	05/22/2020 02:06 PM	CROWN ASSET MANAGEMENT, LLC	COMPLAINT: Complaint	
Personal Notes				
Register of Actions				
Related Cases				
Service of Process				
Ticklers				
Warrants				
Work Queue				

CV202000212 Joseph Bomar VS. NAS Hospitality, Inc

General Case Information

Case Number	S0300CV202000212	Filing Date	05/14/2020 12:10 PM	JOSEPH BOMAR PLAINTIFF vs NAS HOSPITALITY, INC. DEFENDANT
Court Type	CIVIL	Filing Type	EFILING	
Case Category	CIVIL	Case Status	ADJUDICATED	
Case Type	TORT NON-MOTOR VEHICLE	Case Status Date	07/12/2021	
Case Sub Type	PRODUCT LIABILITY - ASBES	Judge	CATHLEEN BROWN NICHOLS,	
Judge Group	DIVISION 5	Judge Asgmt. Date	05/14/2020	

Sealed Case Restricted Case Jury Trial Requested Complex Remove From Public Access

Accounting	Drag a column header here to group by that column.			
Administrative Updates	Date Stamped	Party	Description	Comment
Bonds	07/12/2021 04:33 PM	NAS HOSPITALITY, INC.	ORDER: DISMISSING CASE W/ PREJUDICE	
Court Associations	05/06/2021 11:19 AM	NAS HOSPITALITY, INC.	STIPULATION: STIPULATION FOR DISMISSAL	
Court Dates	04/01/2021 12:39 PM	NAS HOSPITALITY, INC.	NOTICE: SETTLEMENT	
Documents	12/16/2020 07:40 AM	BOMAR, JOSEPH	REPORT: JOINT REPORT (STANDARD)	
Exhibit Tracking	12/16/2020 07:35 AM	BOMAR, JOSEPH	REPORT: JOINT REPORT (STANDARD)	
FARE Events	12/16/2020 07:31 AM	BOMAR, JOSEPH	CERTIFICATE: Certificate	
Folder Tracking	09/02/2020 09:42 AM	NAS HOSPITALITY, INC.	SERVICE	
Parties	08/10/2020 04:32 PM	BOMAR, JOSEPH	SERVICE: AFFIDAVIT	AMENDED
Party Associations	08/12/2020 12:38 PM	NAS HOSPITALITY, INC.	DEMAND: Demand for Jury Trial	
Payment Contracts	08/12/2020 12:38 PM	NAS HOSPITALITY, INC.	ANSWER: ANSWER	
Personal Notes	07/24/2020 12:54 PM	BOMAR, JOSEPH	SERVICE: AFFIDAVIT	
Register of Actions	05/14/2020 12:10 PM	BOMAR, JOSEPH	SUMMONS: SUMMONS	
Related Cases	05/14/2020 12:10 PM	BOMAR, JOSEPH	ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS NOT SUBJECT TO	
Service of Process	05/14/2020 12:10 PM	BOMAR, JOSEPH	DEMAND: Demand for Jury Trial	
Ticklers	05/14/2020 12:10 PM	BOMAR, JOSEPH	COMPLAINT: Complaint	
Warrants				
Work Queue				

CV2020-000184 Justin Nelson VS. Marney Marshall Bilodeau and John Doe Bilodeau

General Case Information

Case Number	S0300CV202000184	Filing Date	04/28/2020 09:38 AM	JUSTIN NELSON PLAINTIFF vs MARNEY BILODEAU DEFENDANT
Court Type	CIVIL	Filing Type	EFILING	
Case Category	CIVIL	Case Status	ADJUDICATED	
Case Type	TORT MOTOR VEHICLE	Case Status Date	03/08/2021	
Case Sub Type	NON-DEATH/PERSONAL INJL	Judge	CATHLEEN BROWN NICHOLS,	
Judge Group	DIVISION 5	Judge Asgmt. Date	04/28/2020	

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Drag a column header here to group by that column.

Date Stamped	Party	A	Description	Comment
03/08/2021 07:25 AM			ORDER: DISMISSING CASE W/ PREJUDICE	
10/20/2020 04:10 PM	NELSON, JUSTIN		STIPULATION: STIPULATION FOR DISMISSAL	
09/02/2020 03:45 PM	NELSON, JUSTIN		NOTICE: SETTLEMENT	
05/22/2020 04:25 PM	BILODEAU, MARNEY		DEMAND: Demand for Jury Trial	
05/22/2020 04:18 PM	BILODEAU, MARNEY		ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS SUBJECT TO	
05/22/2020 04:18 PM	BILODEAU, MARNEY		ANSWER: ANSWER	
05/07/2020 08:18 AM	NELSON, JUSTIN		SERVICE: AFFIDAVIT	UPON MARNEY MARSHALL BILODEAU ON 5/4/2020 @ 1:44PM
04/28/2020 09:38 AM	NELSON, JUSTIN		SUMMONS: SUMMONS	
04/28/2020 09:38 AM	NELSON, JUSTIN		ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS SUBJECT TO	
04/28/2020 09:38 AM	NELSON, JUSTIN		COMPLAINT: Complaint	

CV202100172 Ronk Holdings, LLC VS. Pearson Family Trust

General Case Information			
Case Number	S0300CV202100172	Filing Date	04/06/2021 02:20 PM
Court Type	CIVIL	Filing Type	EFILING
Case Category	CIVIL	Case Status	OPEN
Case Type	REAL PROPERTY	Case Status Date	04/06/2021
Case Sub Type	OTHER	Judge	CATHLEEN BROWN NICHOLS,
Judge Group	DIVISION 5	Judge Asgmt. Date	04/07/2021

Sealed Case Restricted Case Jury Trial Requested Complex Remove From Public Access

	Drag a column header here to group by that column.			
	Date Stamped	Party	Description	Comment
Bonds	07/03/2021 12:10 PM	RONK HOLDINGS LLC	ORDER: ORDER FOR APPROVAL OF ALTERNATIVE METHODS OF SERVICE	
Court Associations	05/10/2021 12:12 PM	COCONINO COUNTY TREASURER	ANSWER: ANSWER	
Court Dates	04/27/2021 07:54 AM	RONK HOLDINGS LLC	MISCELLANEOUS: Attachments	
Documents	04/27/2021 07:54 AM	RONK HOLDINGS LLC	MOTION: MOTION FOR APPROVAL OF ALTERNATIVE METHODS OF SERVICE	
Exhibit Tracking	04/28/2021 01:46 PM	RONK HOLDINGS LLC	NOTICE: OF FILING	
FARE Events	04/20/2021 11:51 AM	RONK HOLDINGS LLC	SERVICE: AFFIDAVIT	UPON ELAYNE A PEARSON ON 4/13/21 @ 8:55PM
Folder Tracking	04/07/2021 02:12 PM	RONK HOLDINGS LLC	SUMMONS: SUMMONS	
Parties	04/07/2021 02:12 PM	RONK HOLDINGS LLC	SUMMONS: SUMMONS	
Party Associations	04/07/2021 11:35 AM	RONK HOLDINGS LLC	COMPLAINT: AMENDED COMPLAINT	
Payment Contracts	04/07/2021 11:35 AM	RONK HOLDINGS LLC	ADDENDUM: ADDENDUM	EXHIBIT A
Personal Notes	04/06/2021 02:20 PM	RONK HOLDINGS LLC	SUMMONS: SUMMONS	
Register of Actions	04/06/2021 02:20 PM	RONK HOLDINGS LLC	SUMMONS: SUMMONS	
Related Cases	04/06/2021 02:20 PM	RONK HOLDINGS LLC	COMPLAINT: Complaint	
Service of Process				
Ticklers				
Warrants				

CV 202100026 Mohamed Karie and Nicolas Millan VS. Honorable Joshua Steinlage

General Search Case Summary - S0300CV202100026

Activity Report Status History RePrint Refresh Print Grid Close

General Case Information

Case Number: S0300CV202100026 Filing Date: 01/15/2021 04:12 PM
 Court Type: CIVIL Filing Type: EFILING
 Case Category: CIVIL Case Status: OPEN
 Case Type: UNCLASSIFIED CIVIL Case Status Date: 01/15/2021
 Case Sub Type: OTHER Judge: CATHLEEN BROWN NICHOLS,
 Judge Group: DIVISION 5 Judge Asgmt. Date: 01/15/2021

MOHAMED ADANI KARIE et al.
 PLAINTIFF vs
 JUDGE JOSHUA STEINLAGE FLAGSTAFF JUSTICE COURT et al.
 DEFENDANT

Sealed Case Restricted Case Jury Trial Requested Complex Remove From Public Access

Accounting

Administrative Updates

Drag a column header here to group by that column.

Date Stamped	Party	Description	Comment
07/08/2021 05:16 PM	KARIE, MOHAMED ADANI	ORDER: Granting	MOTION TO SUPPLEMENT RECORD OF THE PETITION
04/19/2021 11:58 AM	KARIE, MOHAMED ADANI	NOTICE: OF FILING PROPOSED ORDER	
04/19/2021 10:19 AM	KARIE, MOHAMED ADANI	MISCELLANEOUS: Attachments	
04/19/2021 10:19 AM	KARIE, MOHAMED ADANI	MISCELLANEOUS: Attachments	
04/19/2021 10:19 AM	KARIE, MOHAMED ADANI	MISCELLANEOUS: SUPPLEMENT TO	
04/19/2021 11:04 AM	KARIE, MOHAMED ADANI	NOTICE: OF FILING PROPOSED ORDER	
01/21/2021 01:27 PM	KARIE, MOHAMED ADANI	CERTIFICATE: OF SERVICE	UPON AZ REAL PARTY OF INTEREST
01/21/2021 01:26 PM	KARIE, MOHAMED ADANI	CERTIFICATE: OF SERVICE	UPON JUDGE J. STEINLAGE ON 1/19/21 @ 11:51AM
01/15/2021 04:12 PM	KARIE, MOHAMED ADANI	SUMMONS: SUMMONS	
01/15/2021 04:12 PM	KARIE, MOHAMED ADANI	SUMMONS: SUMMONS	
01/15/2021 04:12 PM	KARIE, MOHAMED ADANI	ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS NOT SUBJECT TO	
01/15/2021 04:12 PM	KARIE, MOHAMED ADANI	PETITION: Petition	

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 Service of Process
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 Warrants
 Work Queue

CV0201900556 Robert Dean Costa Vs. State Farm Companies

General Case Information

Case Number S0300CV201900556 Filing Date 10/30/2019 02:22 PM
 Court Type CIVIL Filing Type EFILING
 Case Category CIVIL Case Status ADJUDICATED
 Case Type CONTRACT Case Status Date 07/08/2021
 Case Sub Type OTHER CONTRACT Judge CATHLEEN BROWN NICHOLS,
 Judge Group DIVISION 5 Judge Asgmt. Date 10/30/2019

ROBERT DEAN COSTA
 PLAINTIFF vs
 STATE FARM FIRE AND CASUALTY COMPANY et al
 DEFENDANT

Sealed Case Restricted Case Jury Trial Requested Complex Remove From Public Access

	Date Stamped	Party	Description	Comment
Accounting	Drag a column header here to group by that column.			
Administrative Updates	07/03/2021 12:17 PM	STATE FARM FIRE AND CASUALTY COMPANY	ORDER: DISMISSING CASE W/ PREJUDICE	
Bonds	04/12/2021 02:09 PM	STATE FARM FIRE AND CASUALTY COMPANY	STIPULATION: STIPULATION FOR DISMISSAL	
Court Associations	03/25/2021 11:33 AM	STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY	NOTICE: SETTLEMENT	
Court Dates	12/15/2020 12:29 PM	COSTA, ROBERT DEAN	SERVICE: Certificate	
Documents	11/11/2020 04:51 PM	COSTA, ROBERT DEAN	REPORT: JOINT REPORT (STANDARD)	
Exhibit Tracking	11/11/2020 01:39 PM	COSTA, ROBERT DEAN	CERTIFICATE: OF SERVICE	
FARE Events	02/07/2020 01:10 PM	STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY	DEMAND: Demand for Jury Trial	
Folder Tracking	02/07/2020 01:10 PM	STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY	ANSWER: ANSWER	
Parties	01/15/2020 11:02 AM	COSTA, ROBERT DEAN	CERTIFICATE: OF SERVICE	
Party Associations	10/30/2019 02:22 PM	COSTA, ROBERT DEAN	SUMMONS: SUMMONS	
Payment Contracts	10/30/2019 02:22 PM	COSTA, ROBERT DEAN	SUMMONS: SUMMONS	
Personal Notes	10/30/2019 02:22 PM	COSTA, ROBERT DEAN	SUMMONS: SUMMONS	
Register of Actions	10/30/2019 02:22 PM	COSTA, ROBERT DEAN	COMPLAINT: Complaint	
Related Cases				
Service of Process				
Ticklers				
Warrants				
Work Queue				

CV202000636 Bank of America, N.A. VS. Theresa Watchman and Ismael Watchman

Activity Report
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General Case Information

Case Number	S0300CV202000636	Filing Date	12/17/2020 03:37 PM	BANK OF AMERICA, N.A. PLAINTIFF vs THERESA WATCHMAN et al. DEFENDANT					
Court Type	CIVIL	Filing Type	EFILING						
Case Category	CIVIL	Case Status	ADJUDICATED						
Case Type	CONTRACT	Case Status Date	07/08/2021						
Case Sub Type	ACCOUNT (OPEN/STATED)	Judge	CATHLEEN BROWN NICHOLS,						
Judge Group	DIVISION 5	Judge Asgmt. Date	12/21/2020						
Sealed Case	<input type="checkbox"/>	Restricted Case	<input type="checkbox"/>		Jury Trial Requested	<input type="checkbox"/>	Complex	<input type="checkbox"/>	Remove From Public Access

	Drag a column header here to group by that column.			
	Date Stamped	Party	Description	Comment
Accounting	07/08/2021 12:15 PM		JUDGMENT: Civil Judgment	
Administrative Updates	04/23/2021 02:09 PM	BANK OF AMERICA, N.A.	APPLICATION: APPLICATION	
Bonds	04/05/2021 08:37 AM	BANK OF AMERICA, N.A.	NOTICE: AMENDED NOTICE	AMENDED CAPTION
Court Associations	01/15/2021 09:20 AM	BANK OF AMERICA, N.A.	CERTIFICATE: OF SERVICE	UPON THERESA WATCHMAN ON 1/8/21 @ 2:34PM
Court Dates	12/17/2020 03:37 PM	BANK OF AMERICA, N.A.	SUMMONS: SUMMONS	
Documents	12/17/2020 03:37 PM	BANK OF AMERICA, N.A.	SUMMONS: SUMMONS	
Exhibit Tracking	12/17/2020 03:37 PM	BANK OF AMERICA, N.A.	ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS SUBJECT TO	
FARE Events	12/17/2020 03:37 PM	BANK OF AMERICA, N.A.	MISCELLANEOUS: Attachments	
Folder Tracking	12/17/2020 03:37 PM	BANK OF AMERICA, N.A.	COMPLAINT: Complaint	
Parties				
Party Associations				
Payment Contracts				
Personal Notes				
Register of Actions				
Related Cases				
Service of Process				
Ticklers				
Warrants				
Work Queue				

CV202000656 American Express National Bank VS. Bert Crockett

Activity Report
 Status History
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 Close

General Case Information

Case Number	S0300CV202000656	Filing Date	12/29/2020 03:44 PM	AMERICAN EXPRESS NATIONAL BANK PLAINTIFF vs BERT CROCKETT DEFENDANT
Court Type	CIVIL	Filing Type	EFILING	
Case Category	CIVIL	Case Status	ADJUDICATED	
Case Type	CONTRACT	Case Status Date	07/08/2021	
Case Sub Type	ACCOUNT (OPEN/STATED)	Judge	CATHLEEN BROWN NICHOLS,	
Judge Group	DIVISION 5	Judge Asgmt. Date	12/29/2020	

Sealed Case
 Restricted Case
 Jury Trial Requested
 Complex
 Remove From Public Access

Accounting	Drag a column header here to group by that column.			
Administrative Updates	Date Stamped	Party	Description	Comment
Bonds	07/08/2021 12:08 PM	AMERICAN EXPRESS NATIONAL BANK	JUDGMENT: Default	
Court Associations	04/26/2021 11:18 AM	AMERICAN EXPRESS NATIONAL BANK	STATEMENT: of Costs	
Court Dates	04/26/2021 11:18 AM	AMERICAN EXPRESS NATIONAL BANK	MOTION: Motion	
Documents	03/05/2021 12:11 PM	AMERICAN EXPRESS NATIONAL BANK	AFFIDAVIT: IN SUPPORT OF	OF APPLICATION FOR DEFAULT
Exhibit Tracking	03/05/2021 12:11 PM	AMERICAN EXPRESS NATIONAL BANK	APPLICATION: FOR DEFAULT	
FARE Events	12/29/2020 03:44 PM	AMERICAN EXPRESS NATIONAL BANK	SUMMONS: SUMMONS	
Folder Tracking	12/29/2020 03:44 PM	AMERICAN EXPRESS NATIONAL BANK	ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS SUBJECT TO	
Parties	12/29/2020 03:44 PM	AMERICAN EXPRESS NATIONAL BANK	COMPLAINT: Complaint	
Party Associations				
Payment Contracts				
Personal Notes				
Register of Actions				
Related Cases				
Service of Process				

CV202100056 Midland Credit Management, Inc VS. John Berg

Activity Report Status History RePrint Refresh Print Grid Close

General Case Information

Case Number: S0300CV202100056 Filing Date: 02/04/2021 03:09 PM
 Court Type: CIVIL Filing Type: EFILING
 Case Category: CIVIL Case Status: ADJUDICATED
 Case Type: CONTRACT Case Status Date: 07/08/2021
 Case Sub Type: ACCOUNT (OPEN/STATED) Judge: CATHLEEN BROWN NICHOLS,
 Judge Group: DIVISION 5 Judge Asgmt. Date: 02/04/2021

MIDLAND CREDIT MANAGEMENT, INC
 PLAINTIFF vs
 JOHN W BERG et al
 DEFENDANT

Sealed Case Restricted Case Jury Trial Requested Complex Remove From Public Access

- Accounting
- Administrative Updates
- Bonds
- Court Associations
- Court Dates
- Documents
- Exhibit Tracking
- FARE Events
- Folder Tracking
- Parties
- Party Associations
- Payment Contracts
- Personal Notes
- Register of Actions
- Related Cases
- Service of Process
- Ticklers
- Warrants
- Work Queue

Drag a column header here to group by that column.

Date Stamped	Party	Description	Comment
07/08/2021 05:19 PM	MIDLAND CREDIT MANAGEMENT, INC	JUDGMENT: Judgment	
06/28/2021 12:00 PM	MIDLAND CREDIT MANAGEMENT, INC	REQUEST: Request	
04/20/2021 02:34 PM	MIDLAND CREDIT MANAGEMENT, INC	STATEMENT: of Costs	
04/20/2021 02:31 PM	MIDLAND CREDIT MANAGEMENT, INC	MOTION: Motion	
04/06/2021 03:14 PM	MIDLAND CREDIT MANAGEMENT, INC	NOTICE: Notice	OF SERVICE OF INITIAL RULE 26
03/27/2021 02:32 PM	BERG, JOHN W	ANSWER: ANSWER	
03/04/2021 03:44 PM	MIDLAND CREDIT MANAGEMENT, INC	CERTIFICATE: OF SERVICE	upon john w berg on 2/27/21 @ 9:20am
02/04/2021 03:09 PM	MIDLAND CREDIT MANAGEMENT, INC	SUMMONS: SUMMONS	
02/04/2021 03:09 PM	MIDLAND CREDIT MANAGEMENT, INC	SUMMONS: SUMMONS	
02/04/2021 03:09 PM	MIDLAND CREDIT MANAGEMENT, INC	ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS SUBJECT TO	
02/04/2021 03:09 PM	MIDLAND CREDIT MANAGEMENT, INC	COMPLAINT: Complaint	

CV202000288 Investment Retrievers, Inc VS. Nicholas Curley



General Case Information

Case Number Filing Date
 Court Type Filing Type
 Case Category Case Status
 Case Type Case Status Date
 Case Sub Type Judge
 Judge Group Judge Asgmt. Date

INVESTMENT RETRIEVERS INC
 PLAINTIFF vs
 NICHOLAS CURLEY
 DEFENDANT

Sealed Case Restricted Case Jury Trial Requested Complex Remove From Public Access

- Accounting
- Administrative Updates
- Bonds
- Court Associations
- Court Dates
- Documents
- Exhibit Tracking
- FARE Events
- Folder Tracking
- Parties
- Party Associations
- Payment Contracts
- Personal Notes
- Register of Actions
- Related Cases
- Service of Process
- Ticklers
- Warrants

Drag a column header here to group by that column.

Date Stamped	Party	Description	Comment
03/21/2020 11:59 AM	INVESTMENT RETRIEVERS INC	MISCELLANEOUS: Miscellaneous	
07/31/2020 09:24 AM	INVESTMENT RETRIEVERS INC	AFFIDAVIT: DEFAULT AND ENTRY OF DEFAULT	
07/22/2020 10:12 AM	INVESTMENT RETRIEVERS INC	SERVICE: Certificate	
07/13/2020 02:16 PM	INVESTMENT RETRIEVERS INC	CERTIFICATE: OF SERVICE	
06/30/2020 03:44 PM	INVESTMENT RETRIEVERS INC	SUMMONS: SUMMONS	
06/18/2020 01:38 PM	INVESTMENT RETRIEVERS INC	CHANGE OF VENUE: CHANGE OF VENUE RECEIVED - CASE INITIATION	FROM MARICOPA CASE# CV 2019-012492

CV202000532 Pawnee Leasing Corporation VS. Highlands Anesthesia PC

Activity Report Status History RePrint Refresh Print Grid Close

General Case Information

Case Number: S0300CV202000532 Filing Date: 10/23/2020 10:23 AM
 Court Type: CIVIL Filing Type: EFILING
 Case Category: CIVIL Case Status: OPEN
 Case Type: CONTRACT Case Status Date: 10/23/2020
 Case Sub Type: OTHER CONTRACT Judge: CATHLEEN BROWN NICHOLS,
 Judge Group: DIVISION 5 Judge Asgmt. Date: 10/23/2020

Sealed Case Restricted Case Jury Trial Requested Complex Remove From Public Access

PAWNEE LEASING CORPORATION A COLORADO CORPORATION
 PLAINTIFF vs
 HIGHLANDS ANESTHESIA PC AN OREGON DISSOLVED CORPORATION et al.
 DEFENDANT

Accounting	Drag a column header here to group by that column.			
Administrative Updates	Date Stamped	Party	Description	Comment
Bonds	05/18/2021 10:45 AM		ORDER: Order	ADDITIONAL TIME TO SERVE
Court Associations	01/25/2021 02:51 PM	PAWNEE LEASING CORPORATION A COLORADO CORPORATION	MISCELLANEOUS: Attachments	
Court Dates	01/25/2021 02:51 PM	PAWNEE LEASING CORPORATION A COLORADO CORPORATION	MOTION: Extend Time for Service	ex parte motion for additional time to serve
Documents	10/23/2020 10:23 AM	PAWNEE LEASING CORPORATION A COLORADO CORPORATION	SUMMONS: SUMMONS	
Exhibit Tracking	10/23/2020 10:23 AM	PAWNEE LEASING CORPORATION A COLORADO CORPORATION	SUMMONS: SUMMONS	
FARE Events	10/23/2020 10:23 AM	PAWNEE LEASING CORPORATION A COLORADO CORPORATION	SUMMONS: SUMMONS	
Folder Tracking	10/23/2020 10:23 AM	PAWNEE LEASING CORPORATION A COLORADO CORPORATION	ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS SUBJECT TO	
Parties	10/23/2020 10:23 AM	PAWNEE LEASING CORPORATION A COLORADO CORPORATION	MISCELLANEOUS: Attachments	
Party Associations	10/23/2020 10:23 AM	PAWNEE LEASING CORPORATION A COLORADO CORPORATION	MISCELLANEOUS: Attachments	
Payment Contracts	10/23/2020 10:23 AM	PAWNEE LEASING CORPORATION A COLORADO CORPORATION	MISCELLANEOUS: Attachments	
Personal Notes	10/23/2020 10:23 AM	PAWNEE LEASING CORPORATION A COLORADO CORPORATION	MISCELLANEOUS: Attachments	
Register of Actions	10/23/2020 10:23 AM	PAWNEE LEASING CORPORATION A COLORADO CORPORATION	MISCELLANEOUS: Attachments	
Related Cases	10/23/2020 10:23 AM	PAWNEE LEASING CORPORATION A COLORADO CORPORATION	COMPLAINT: Complaint	
Service of Process				
Ticklers				
Warrants				

CV202000072 Ally Financial Inc VS. Maria Hernandez Lopez

Activity Report Status History RePrint Refresh Print Grid Close

General Case Information

Case Number	S0300CV202000072	Filing Date	02/19/2020 03:37 PM	ALLY FINANCIAL INC. PLAINTIFF vs MARIA HERNANDEZ LOPEZ et al. DEFENDANT
Court Type	CIVIL	Filing Type	EFILING	
Case Category	CIVIL	Case Status	ADJUDICATED	
Case Type	CONTRACT	Case Status Date	02/12/2021	
Case Sub Type	ACCOUNT (OPEN/STATED)	Judge	CATHLEEN BROWN NICHOLS,	
Judge Group	DIVISION 5	Judge Asgmt. Date	02/20/2020	

Sealed Case Restricted Case Jury Trial Requested Complex Remove From Public Access

Accounting	Drag a column header here to group by that column.			
Administrative Updates	Date Stamped	Party	Description	Comment
Bonds	05/03/2021 02:59 PM	ALLY FINANCIAL INC.	APPLICATION: FOR WRIT OF GARNISHMENT	
Court Associations	02/12/2021 11:17 AM		JUDGMENT: Default	
Court Dates	08/05/2020 03:04 PM	ALLY FINANCIAL INC.	STATEMENT: STATEMENT	
Documents	08/05/2020 03:01 PM	ALLY FINANCIAL INC.	MISCELLANEOUS: Attachments	
Exhibit Tracking	08/05/2020 03:01 PM	ALLY FINANCIAL INC.	AFFIDAVIT: AFFIDAVIT	
FARE Events	08/05/2020 02:59 PM	ALLY FINANCIAL INC.	REQUEST: Request	
Folder Tracking	07/08/2020 09:55 AM	ALLY FINANCIAL INC.	MISCELLANEOUS: Attachments	
Partes	07/08/2020 09:55 AM	ALLY FINANCIAL INC.	APPLICATION: ENTRY OF DEFAULT	
Party Associations	03/20/2020 01:01 PM	ALLY FINANCIAL INC.	SERVICE: Certificate	UPON MARIA HERNANDEZ LOPEZ C/O JUAN VARGAS ON 3/12/20 @ 3:10PM
Payment Contracts	03/20/2020 01:00 PM	ALLY FINANCIAL INC.	SERVICE: Certificate	UPON MARCO A. VARGAS C/O JUAN VARGAS ON 3/12/20 @ 3:10PM
Personal Notes	02/19/2020 03:37 PM	ALLY FINANCIAL INC.	SUMMONS: SUMMONS	
Register of Actions	02/19/2020 03:37 PM	ALLY FINANCIAL INC.	SUMMONS: SUMMONS	
Related Cases	02/19/2020 03:37 PM	ALLY FINANCIAL INC.	SUMMONS: SUMMONS	
Service of Process	02/19/2020 03:37 PM	ALLY FINANCIAL INC.	ARBITRATION: CERTIFICATE OF COMPULSORY ARBITRATION - IS SUBJECT TO	
Ticklers	02/19/2020 03:37 PM	ALLY FINANCIAL INC.	COMPLAINT: Complaint	
Warrants				
Work Queue				

1.15.21 - 5.31.21

NO DECISION

UNTIL 5.31.21

1 **LIPPMAN RECUPERO, LLC**
2 David W. Lippman, State Bar # 023335 / PCC # 65803
3 Jon K. Sales, State Bar # 031626 / PCC # 66783
4 Jennifer A. Pursley, State Bar # 022652 / PCC # 65875
5 1325 N. Wilmot Rd., 3rd Floor, Tucson, AZ 85712
6 P.O. Box 13928, Tucson AZ 85732-3928
7 Telephone: (520) 762-4036 Facsimile: (888) 870-2807
8 contact@lippmanrecupero.com
9 *Attorneys for Plaintiff*

10 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
11 **IN AND FOR THE COUNTY OF COCONINO**

12 * * *

13 **TROY CAPITAL LLC,**

14 **CASE NO. S0300CV202000476**

15 **Plaintiff,**

16 vs.

17 **PLAINTIFF'S MOTION FOR**
18 **SUMMARY JUDGMENT AGAINST**
19 **DEFENDANT LYLE YAZZIE ONLY**

20 **NAOMI CONTRERAS;**
21 **LYLE YAZZIE;**

22 **Defendants.**

23 **Assigned to: Hon. Cathleen Brown**
24 **Nichols**

25 COMES NOW the Plaintiff by and through its attorneys, Lippman Recupero, LLC, and pursuant to Rule 56(a) of the Arizona Rules of Civil Procedure, moves this Court to enter Summary Judgment in favor of the Plaintiff, on the grounds and for the reason that there is no genuine issue of material fact and Plaintiff is entitled to the entry of judgment as a matter of law.

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///

///

LIPPMAN RECUPERO, LLC
1325 N. Wilmot Road, 3rd Floor
Tucson, AZ 85712
520.762.4036 Fax 888.870.2807
contact@lippmanrecupero.com



1 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
2 **IN AND FOR THE COUNTY OF COCONINO**

3 **TROY CAPITAL LLC,**

CASE NO. CV 2020-00476

4 **Plaintiff,**

5 **vs.**

JUDGMENT

6 **NAOMI CONTRERAS;**
7 **LYLE YAZZIE;**

**Assigned to: Hon. Cathleen Brown
Nichols**

8 **Defendants.**

9 Based on the Plaintiff's Motion for Summary Judgment, and good cause
10 appearing;

11 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** as follows: That
12 Plaintiff have Judgment against and recover from Defendant Lyle Yazzie, as follows:


- 13 1. The principal sum of \$16,257.44,
- 14 2. Pre-judgment interest in the sum of \$0.00,
- 15 3. Attorney's fees of \$500.00,
- 16 4. Court costs of \$418.79 and accruing costs,
- 17 5. Interest on the principal sum at the rate of 4.2500% per annum; and
- 18 6. Interest on attorney's fees and court costs at the statutory rate of 4.2500% per
19 annum, from the date of this order and until paid in full.

20 Dated: May 31, 2021

21
22
23 _____
Cathleen Brown Nichols, Judge

24 David W. Lippman, State Bar # 023335 / PCC # 65803
25 contact@lippmanrecupero.com

LIPPMAN RECUPERO, LLC
1325 N. Wilmot Road, 3rd Floor
Tucson, AZ 85712
520.762.4036 • Fax 888.870.2807
contact@lippmanrecupero.com



2-21-21 - 7-15-21

1 Law Office of James R. Vaughan, P.C.
James R. Vaughan, SBN 016809
2 Garrett M. Culver, SBN 028500
Brian K. Partridge, SBN 028090
3 Sandra Lemon, SBN 032903
Melissa R. Greaves, SBN 032414
4 Eric W. Logvin, SBN 028050
11445 E. Via Linda, Suite 2-610
5 Scottsdale, AZ 85259
Telephone (602) 279-0778 | (866) 833-9411
6 Fax (602) 279-0788
Email: Attorney@RecoveryAtty.com
7 *Attorneys for Plaintiff*

No order
as of
7-15-21

8 **IN THE COCONINO COUNTY SUPERIOR COURT**
OF THE STATE OF ARIZONA
9 **200 N. SAN FRANCISCO ST, FLAGSTAFF AZ 86001**

10 **HUGHES FEDERAL CREDIT**
UNION,
11 **Plaintiff,**
12 **vs.**
13 **RAYMOND TSO,**
Defendant.

No. S0300CV202000516
MOTION for ENTRY of
JUDGMENT WITHOUT
HEARING

Nichols

14 **TO THE HONORABLE JUDGE OF SAID COURT:**
15 **NOW COMES Plaintiff, by its undersigned counsel, pursuant to Rule 55(b)(1) of**
16 **the Arizona Rules of Civil Procedure, to pray that the Court enter Judgment in favor of**
17 **Plaintiff against Raymond Tso (called "Defendant"), which is proper and necessary for**
18 **the following reasons:**



1-3-21-3.31-21

CARIE RECIUSA
CALL FROM
ATTY

KHALSA ATTORNEYS AT LAW, P.L.L.C.

1785 West State Route 89A, Suite 2-I
Sedona, AZ 86336
Telephone: (928) 282-1483
Facsimile: (928) 282-7885
Email: Reena@sedonalawyers.com
Reena Kaur Khalsa, #031270
Sandra A. Gardner #027148
Attorneys for the Plaintiff

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF COCONINO**

NICHOLAS CALVANO

Plaintiff,

v.

**SEDONA PINES LLC, SEDONA PINES
RESORT, and GREGORY PENROD**

Defendant.

Case No. CV 2017-00225

**EXPEDITED MOTION TO
ENFORCE SETTLEMENT
AGREEMENT**

COMES NOW Plaintiff, through undersigned counsel, hereby seeks to enforce the already executed settlement agreement. On June 2, 2020 the parties hereto entered into the attached settlement agreement. *See attached Exhibit A.* This agreement was emailed to the Undersigned on March 9, 2020. The Undersigned had a delay in processing the agreement due to her own illness and understaffing with regard to the COVID-19 circumstances. On June 9, 2020, the Undersigned provided the executed agreement to opposing counsel. *See attached Exhibit B.* To date Plaintiff has yet to receive any form of payment in light of executed the settlement agreement, as provided in attached Exhibit A.

In light of the circumstances Plaintiff has been more than patient in waiting to receive payment. The Undersigned sent multiple follow-up emails to opposing counsel

1
2 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
3 **IN AND FOR THE COUNTY OF COCONINO**

4 **NICHOLAS CALVANO**

5 **Plaintiff,**

Case No. CV 2017-00225

6 **v.**

7 **SEDONA PINES LLC, SEDONA PINES**
8 **RESORT, and GREGORY PENROD**

ORDER RE: MOTION TO
ENFORCE SETTLEMENT
AGREEMENT

9 **Defendant.**
10

11 **IT IS HEREBY ORDERED:**

12
13 **Granting said Motion in accordance with the Settlement Agreement entered into on**
14 **June 2, 2020, requiring Defendants to submit a total sum of \$2,500 to Plaintiff. Said**
15 **payment shall be remitted within 10 calendar days of the date of this Order.**

16 **DATED: March 31, 2021.**
17

18
19
20 _____
21 **JUDGE OF SUPERIOR COURT**

22 **cc: Email: Reena@sedonalawyers.com**
23 **Reena Kaur Khalsa #031270**
24 **Matthew Mansfield, via e-mail**
25
26
27
28

1 Matthew L. Cates - 019700
2 mcates@jsslaw.com
3 JENNINGS, STROUSS & SALMON, P.L.C.
4 A Professional Limited Liability Company
5 One East Washington Street
6 Suite 1900
7 Phoenix, Arizona 85004-2554
8 Telephone: (602) 262-5911
9 MinuteEntries@jsslaw.com

5.11.21 - 7.15.21

Attorneys for Defendant

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF COCONINO

9 PAUL DOUGLAS KEENE,
10 Plaintiff,

11 vs.

12 SAUNDRA LYNN SIMPSON and JOHN
13 DOE SIMPSON, as husband and wife,
14 JOHN DOES I-X; JANE DOES I-X; ABC-
15 XYZ CORPORATIONS; BLACK AND
16 WHITE PARTNERSHIPS; jointly and
17 severally,

Defendants.

No. S0300CV202000448

STIPULATION FOR DISMISSAL
WITH PREJUDICE

(Hon. Cathleen Brown Nichols)

NOT SIGNED
7.15.21

17 The parties hereby stipulate and agree that this case be dismissed in its entirety with
18 prejudice with each party to bear their own costs and fees.

19 DATED this 11th day of May, 2021.

20 JENNINGS, STROUSS & SALMON, P.L.C.

21 By _____
22 Matthew L. Cates
23 One East Washington Street, Suite 1900
24 Phoenix, Arizona 85004-2554
25 Attorney for Defendant

BIKE ACCIDENT ATTORNEYS, PLC

26 By _____
27 Benjamin L. Dodge
28 7227 E. Baseline Rd., Suite 109
Mesa, AZ 85209
Attorney for Plaintiff

1 Gurstel Law Firm PC
2 9320 East Raintree Drive
3 Scottsdale, AZ 85260
4 BY: Brad J. Clark (#032267)
5 Shannon N. Crane (#032821)
6 Whitney M. Jacobson (#030316)
7 Michael S. Hartsock (#034511)
8 Attorneys for Plaintiff
9 Telephone: (800) 514-0791
10 Facsimile: (877) 750-6335
11 Email: info@gurstel.com
12 File number: 1141051

10-16-20 - 1-31-21
(2-12-21)

13 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
14 IN AND FOR THE COUNTY OF COCONINO

15 Discover Bank
16 Plaintiff,
17 vs.
18 Jerimey S Chaney and J Doe spouse
19 Defendant

Case No. S0300CV201800364

REQUEST FOR ENTRY OF DEFAULT
JUDGMENT WITHOUT HEARING

20 COMES NOW the Plaintiff, by and through the undersigned counsel, and pursuant to
21 Arizona Rules of Civil Procedure 55(b)(1) and sets forth upon all the files, records and
22 proceedings herein, the following:

- 23 a. Pursuant to the Arizona Rules of Civil Procedure and Ariz. R. Civ. P. 55(b)(1),
24 specifically, no party against whom relief sought has "appeared" in this action, nor
25 is any Defendant an infant or incompetent person;
26 b. Plaintiff's claim is for a specific sum or a sum which can by computation be made
27 specific, and the relief sought is for money only and grants no other form of relief;
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IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF COCONINO

Discover Bank
Plaintiff,

Case No.S0300CV201800364

vs.

JUDGMENT
(Default)

Jerimey S Chaney and J Doe spouse
Defendant

NOW, THEREFORE, IT IS ADJUDGED AND DECREED that the Plaintiff is
granted Judgment against Jerimey S Chaney as follows:

Principal sum:	\$10,719.93
Accrued costs through date of Judgment:	\$697.69
Less payments:	\$.00

All accruing post judgment interest at the legal rate of 4.25% per annum, until paid.

No further matters remain pending and the judgment is entered pursuant to Ariz. R. Civ.

Pro. Rule 54(c).

DATED: January 31, 2021

By the Court

11-27-20 - 7-15-21

1 **GUGLIELMO & ASSOCIATES**
2 3040 N Campbell Avenue Suite 100
3 Tucson, Arizona 85719
4 (520) 325-5700 Fax (520) 325-2480
5 BY: Guglielmo & Associates
6 ATTORNEYS FOR PLAINTIFF

Superior Court of the State of Arizona
200 N San Francisco Street, Flagstaff AZ 86001
In and for the County of Coconino

7 Discover Bank,
8 Plaintiff
9 vs.
10 Jason Preston & John/Jane Doe Preston (If
11 Married),
12 Defendant(s)

Case No.: S0300CV202000508

MOTION FOR SUMMARY JUDGMENT

NO DECISION
AS OF
7-15-21

12 Plaintiff, pursuant to Rule 56(a) of the Arizona Rules of Civil Procedure, moves this
13 Court to enter Summary Judgment on its behalf. This Motion is supported by a separate
14 Statement of Facts submitted herewith and the accompanying Memorandum of Points and
15 Authorities.

16 November 25, 2020

17 By: /s/ John McGee
18 Paul D. Guglielmo STATE BAR #005585
19 John A. Daddona STATE BAR #027793
20 John A. McGee STATE BAR #036025
21 Attorney for Plaintiff

22 Copy of the foregoing
23 mailed November 25, 2020 to:

24 Jason Preston
25 3001 N Rose St Apt 22
Flagstaff AZ 86004-1926
(Defendant)

1 James E. Ledbetter, Esq.
2 State Bar No. 012788
3 Scott J. Hergenroether, Esq.
4 State Bar No. 011527
5 THE LEDBETTER LAW FIRM, P.L.C.
6 1003 North Main Street
7 Cottonwood, Arizona 86326
8 court@ledbetterlawaz.com
9 (928) 649-8777
10 (928) 649-8778 Facsimile

12.8.20 - 2.28.21
(3.12.21)

11 Attorneys for Defendant
12 Rex Jenney

13 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
14 **IN AND FOR THE COUNTY OF COCONINO**

15 PAIGE MARIE ARVIZU, a single woman,

Case No. S0300CV201800602

16 Plaintiffs,

**JOINT STIPULATION TO
DISMISS WITH PREJUDICE**

17 vs.

(Assigned to The Honorable
Cathleen Brown Nichols)

18 REX PATRICK JENNEY and JANE DOE
19 JENNEY, husband and wife; JOHN DOES I-V;
20 JANE DOES I-V; ABC CORPORATIONS I-V;
21 XYZ PARTNERSHIPS I-V; Inclusive,

22 Defendants.

23 The parties, through counsel, and pursuant to Rule 41(a)(1)(A)(ii), A.R.Civ.P.,
24 stipulate that this matter may be dismissed in its entirety and with prejudice. This
25 Stipulation follows an agreement to settle the entire matter. A component of the
26 settlement agreement also includes the understanding that the Plaintiff will satisfy all

Joint Stipulation to Dismiss with Prejudice

1 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
2 **IN AND FOR THE COUNTY OF COCONINO**

3
4 **PAIGE MARIE ARVIZU, a single woman,**

Case No. S0300CV201800602

5 **Plaintiffs,**

**ORDER OF DISMISSAL WITH
PREJUDICE**

6 **vs.**

**(Assigned to The Honorable
Cathleen Brown Nichols)**

7
8 **REX PATRICK JENNEY and JANE DOE**
9 **JENNEY, husband and wife; JOHN DOES I-V;**
10 **JANE DOES I-V; ABC CORPORATIONS I-V;**
11 **XYZ PARTNERSHIPS I-V; Inclusive,**

12 **Defendants.**

13 Pursuant to the parties' Stipulation, and good cause appearing therefrom,

14 **IT IS ORDERED, all claims in this matter are dismissed with prejudice, each**
15 **party to bear his or her own attorney fees and costs.**

16 **IT IS FURTHER ORDERED that the above dismissal adjudicates all claims**
17 **and liabilities of all the parties; this Court expressly finds no just reason for delay, and**
18 **orders that final judgment of dismissal be entered pursuant to Rule 54(c), A.R.Civ.P.**

19 **DATED: February 28, 2021**

20
21
22 _____
23 **Honorable Cathleen Brown Nichols**
24 **Coconino County Superior Court**

10-8-20 - 7:15 PM
NOTHING SIGNED

1 Richard G. Himelrick (SBN 004738)
2 Lance R. Broberg, (SBN 024103)
3 Timothy C. Bode (SBN 031484)

3 **TB** **TIFFANY & BOSCO**
P.A.

4 SEVENTH FLOOR CAMELBACK ESPLANADE II
5 2525 EAST CAMELBACK ROAD
6 PHOENIX, ARIZONA 85016-4237
7 TELEPHONE: (602) 255-6000
8 FACSIMILE: (602) 255-0103
9 EMAIL: rgh@tblaw.com; lrb@tblaw.com; tcb@tblaw.com
10 *Attorneys for Defendant Oak Creek Holdings, LLC*

8
9 **SUPERIOR COURT OF ARIZONA**

10 **COUNTY OF COCONINO**

11
12 **Oak Creek Holdings, LLC, an Arizona**
13 **limited liability company,**

14 **Plaintiff,**

15 **v.**

16 **Verizon Wireless (VAW) LLC, a**
17 **Delaware limited liability company,**

18 **Defendant.**

Case No. S-0300-CV201900348

Stipulation for Dismissal

Assigned to the Hon. Cathleen Brown Nichols

19
20
21 **Plaintiff Oak Creek Holdings, LLC (“OCH”) and Defendant Verizon Wireless**
22 **(VAW) LLC (“Verizon Wireless”), by and through their respective counsel and pursuant**
23 **to the parties’ Settlement Agreement and Rule 41(a), hereby stipulate and agree to dismiss**
24 **the instant matter, and any other claims they may have directly against each other in the**
25 **instant matter, with prejudice, with neither party to be paid or reimbursed any additional**
26 **fees and costs beyond the obligation of the parties’ Settlement Agreement.**

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The parties submit herewith an agreed upon form of order of dismissal.

RESPECTFULLY SUBMITTED this 8th day of October, 2020.

TB TIFFANY & BOSCO
P.A.

SHERMAN & HOWARD, L.L.C.

By: /s/ Lance R. Broberg
Richard G. Himelrick
Lance Broberg
Timothy C. Bode
Seventh Floor Camelback Esplanade II
2525 East Camelback Road
Phoenix, Arizona 85016-4237
Attorneys for
Oak Creek Holdings, LLC

By: /s/ Gregory W. Falls (w/permission)
Gregory W. Falls
Craig A. Morgan
201 East Washington Street, Suite 800
Phoenix, Arizona 85004
Attorneys for
Verizon Wireless (VAW) LLC

E-FILED with the Coconino County Superior Court this 8th day of October, 2020, and a copy e-mailed (mailed upon request) to:

Gregory W. Falls
Craig A. Morgan
SHERMAN & HOWARD, L.L.C.
201 East Washington Street, Suite 800
Phoenix, Arizona 85004
Attorneys for Verizon Wireless (VAW) LLC

By: /s/ Laurel S. Brassell

1 Lance R. Broberg, (SBN 024103)

2  **TIFFANY & BOSCO**
P.A.

3 SEVENTH FLOOR CAMELBACK ESPLANADE II
2525 EAST CAMELBACK ROAD
4 PHOENIX, ARIZONA 85016-4237
TELEPHONE: (602) 255-6000
FACSIMILE: (602) 255-0103
5 EMAIL: lr@tbfaw.com

6 *Attorneys for Defendant Oak Creek Holdings, LLC*

7 **SUPERIOR COURT OF ARIZONA**
COUNTY OF COCONINO

8 **Oak Creek Holdings, LLC, an Arizona**
9 **limited liability company,**

10 **Plaintiff,**

11 **v.**

12 **Verizon Wireless (VAW) LLC, a**
13 **Delaware limited liability company,**

14 **Defendant.**

Case No. S-0300-CV201900348

Order for Dismissal

Assigned to the Hon. Cathleen Brown Nichols

15 This matter came before the Court on the parties' *Stipulation for Dismissal*, filed
16 October ____, 2020. Good cause showing,

17 **IT IS HEREBY ORDERED** dismissing with prejudice the instant matter, and any
18 other claims they may have directly against each other in the instant matter, with neither
19 party to be paid or reimbursed any additional fees and costs beyond the obligations set forth
20 in the Parties' Settlement Agreement.

21 **IT IS FURTHER ORDERED** that this Court retains jurisdiction for the sole
22 purpose of resolving disputes, if any arise, concerning performance under the Parties
23 Settlement Agreement.

24 No further matters remain pending, and this Order shall be entered as a final
25 Judgment pursuant to Arizona Rule of Civil Procedure 54(c).

26
27 DATED _____

28 **The Honorable Cathleen Brown Nichols**
Coconino County Superior Court Judge

1 **Daniel B. Kaiser**
2 **LAW OFFICE OF DANIEL B. KAISER**
3 121 E. Birch Street, Suite 403
4 Flagstaff, AZ 86001
5 (928) 773-7771
6 Arizona State Bar #:018043
7 Attorney for Plaintiff

11.1.20 - 3.3.21

8 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**

9 **IN AND FOR THE COUNTY OF COCONINO**

10 **SANDRA CONWAY**
11 **Plaintiff,**

12 v.

No. CV202000060

13 **OUTBACK STEAKHOUSE OF**
14 **FLORIDA, LLC; JOHN and JANE**
15 **DOES 1-20; BLACK**
16 **CORPORATIONS 1-20 AND RED**
17 **PARTNERSHIPS 1-20.**

18 **Defendants.**

MOTION TO DISMISS

19 COMES NOW, Daniel B. Kaiser, counsel for the Plaintiff, hereby requests this
20 Court dismiss this matter with prejudice against all Defendants. This request is made in
21 the interest of justice and no Answer has been filed.

22 RESPECTFULLY SUBMITTED this 12 day of November, 2020.

23 LAW OFFICE OF DANIEL B. KAISER

24 /s/ Daniel B. Kaiser

25 Daniel B. Kaiser
26 Attorney for Plaintiff

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IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF COCONINO

SANDRA CONWAY
Plaintiff,

v.

No. CV202000060

**OUTBACK STEAKHOUSE OF
FLORIDA, LLC; JOHN and JANE
DOES 1-20; BLACK
CORPORATIONS 1-20 AND RED
PARTNERSHIPS 1-20.**
Defendants.

ORDER RE: MOTION TO DISMISS

The Court having received the Motion to Dismiss and good cause appearing.

(X) IT IS HEREBY ORDERED dismissing with prejudice all Defendants from
this matter in the interest of justice.

() IT IS HEREBY ORDERED denying said Motion and setting the matter for a
hearing on the ___ day of _____, 2020 at the hour of _____m.

DATED: March 3, 2021

JUDGE OF SUPERIOR COURT

cc: Dan Kaiser, kaiserlawgroup@gmail.com
Outback Steakhouse of Florida, 2202 N Westshore Blvd. 5th Floor, Tampa, FL
33607

1 Gurstel Law Firm PC
2 9320 East Raintree Drive
3 Scottsdale, AZ 85260
4 BY: Brad J. Clark (#032267)
5 Shannon N. Crane (#032821)
6 Whitney M. Jacobson (#030316)
7 Michael S. Hartsock (#034511)
8 Attorneys for Plaintiff
9 Telephone: (877) 344-4002
10 Facsimile: (877) 750-6335
11 Email: info@gurstel.com
12 File number: 1280772

7.28.20 - 1.31.21

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF COCONINO

11 Crown Asset Management, LLC
12 Plaintiff,

Case No. S0300CV202000120

13 vs.

REQUEST FOR ENTRY OF DEFAULT
JUDGMENT WITHOUT HEARING

14 Genevive F Martinecz and J Doe spouse
15 Defendant

16
17 COMES NOW the Plaintiff, by and through the undersigned counsel, and pursuant to
18 Arizona Rules of Civil Procedure 55(b)(1) and sets forth upon all the files, records and
19 proceedings herein, the following:
20

- 21 a. Pursuant to the Arizona Rules of Civil Procedure and Ariz. R. Civ. P. 55(b)(1),
22 specifically, no party against whom relief sought has "appeared" in this action, nor
23 is any Defendant an infant or incompetent person;
24
25 b. Plaintiff's claim is for a specific sum or a sum which can by computation be made
26 specific, and the relief sought is for money only and grants no other form of relief;
27
28

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF COCONINO

Crown Asset Management, LLC
Plaintiff,

Case No. S0300CV202000120

vs.

JUDGMENT
(Default)

Genevive F Martinez and J Doe spouse
Defendant

NOW, THEREFORE, IT IS ADJUDGED AND DECREED that the Plaintiff is
granted Judgment against Genevive F Martinez as follows:

Principal sum:	\$18,342.69
Accrued costs through date of Judgment:	\$428.59
Less payments:	\$0.00

All accruing post judgment interest at the legal rate of 4.25% per annum, until paid, plus
after-accruing costs.

No further matters remain pending and the judgment is entered pursuant to Ariz. R. Civ.
Pro. Rule 54(c).

DATED: January 31, 2021

es XFBm.lta

Judge of the Superior Court

cc: Gurstel Law, info@gurstellaw.com

1 Mark L. Manoil (SBN 012257)
2 MANOIL KIME, PLC
24 W. Camelback Rd. # A592
3 Phoenix, Arizona 85013
TELEPHONE: (802) 492-7325
4 Email: mmanoil@manoilkime.com
Attorneys for Plaintiff
10078-028

10-28-20 - 7-15-21

6 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
7 **IN AND FOR THE COUNTY OF COCONINO**

8 CPX LANDS, LLC, an Arizona limited liability
9 company,

10 Plaintiff,

11 vs

12 JANICE M. BRICKMAN, a widow; *et al.*,

13 Defendants.

No. S0300CV202000164

**STIPULATION TO DISMISS
WITH PREJUDICE**

(Assigned to the Hon. Cathleen
Brown Nichols)

14
15 The above-captioned Plaintiff ("Plaintiff") and Defendant, COCONINO
16 COUNTY TREASURER, by and through undersigned counsel, hereby stipulate and
17 agree that this matter may be dismissed with prejudice pursuant to Rule 41(a),
18 Ariz.R.Civ.P. The foregoing parties are the only ones who have made an appearance in
19 this case. The parties agree to bear their own costs and attorney's fees incurred in
20 connection with the above-captioned litigation.

21 **DATED THIS 28th day of October, 2020.**

22 **MANOIL KIME, PLC**

COCONINO COUNTY ATTORNEY

23 /s/ Mark L. Manoil
24 Mark L. Manoil
Attorney for Plaintiff

/s/ Brian Y. Furuya with permission
Brian Y. Furuya
Deputy County Attorney
Attorney for Defendant COCONINO
COUNTY TREASURER

25
26
27
28

1 **COPIES of the foregoing mailed this**
28th day of October, 2020, to:

2 **William C. Brickman**
3 **ADOC # 290516**
4 **Central Arizona Correctional Facility - ASPC Florence**
5 **1305 E Butte Ave.**
6 **Florence, AZ 85132**
7 **Defendant**

8 **Sarah Holcomb, Esq.**
9 **The Law Offices of Sarah Holcomb PLLC**
10 **PO Box 23556**
11 **Flagstaff, Arizona, 86002-3556**
12 **Attorney for Defendant William C. Brickman**

13 **Brian Y. Furuya**
14 **Deputy County Attorney**
15 **110 E. Cherry Ave.**
16 **Flagstaff, AZ 86001**
17 **Attorney for Defendant COCONINO COUNTY TREASURER**

18 **/s/ Donna M. Gratehouse**
19 _____
20 201028 etip to dismiss and rel of lp.wpd 10078-026

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1 Mark L. Manoil (SBN 012257)
2 MANOIL KIME, PLC
3 24 W. Camelback Rd. # A592
4 Phoenix, Arizona 85013
5 TELEPHONE: (602) 492-7325
6 Email: mmanoil@manoilkime.com
7 Attorneys for Plaintiff
8 10078-028

9
10 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
11
12 **IN AND FOR THE COUNTY OF COCONINO**

13 CPX LANDS, LLC, an Arizona limited
14 liability company,

15 Plaintiff,

16 vs

17 JANICE M. BRICKMAN, a widow; *et al.*,

18 Defendants.

No. S0300CV202000164

ORDER OF DISMISSAL

19 Pursuant to the Stipulation between the Plaintiff and Defendant, COCONINO
20 COUNTY TREASURER, filed herein, and good cause appearing,

21 **IT IS HEREBY ORDERED** that this matter is dismissed with prejudice, each
22 party to bear its own attorneys' fees and costs.

23 DATED: _____

24 _____
25 Hon. Cathleen Brown Nichols
26 JUDGE OF SUPERIOR COURT

8.10.20 - 1.31.21

1 Gurstel Law Firm PC
2 9320 East Raintree Drive
3 Scottsdale, AZ 85260
4 BY: Brad J. Clark (#032267)
5 Shannon N. Crane (#032821)
6 Whitney M. Jacobson (#030316)
7 Michael S. Hartsock (#034511)
8 Attorneys for Plaintiff
9 Telephone: (877) 344-4002
10 Facsimile: (877) 750-6335
11 Email: info@gurstel.com
12 File number: 1280812

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF COCONINO

11 Crown Asset Management, LLC
12 Plaintiff,

13 vs.

14 Eric Poocha and J Doe spouse
15 Defendant

Case No.S0300CV202000236

REQUEST FOR ENTRY OF DEFAULT
JUDGMENT WITHOUT HEARING

17 COMES NOW the Plaintiff, by and through the undersigned counsel, and pursuant to
18 Arizona Rules of Civil Procedure 55(b)(1) and sets forth upon all the files, records and
19 proceedings herein, the following:
20

- 21 a. Pursuant to the Arizona Rules of Civil Procedure and Ariz. R. Civ. P. 55(b)(1),
22 specifically, no party against whom relief sought has "appeared" in this action, nor
23 is any Defendant an infant or incompetent person;
24
25 b. Plaintiff's claim is for a specific sum or a sum which can by computation be made
26 specific, and the relief sought is for money only and grants no other form of relief;
27
28

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF COCONINO

Crown Asset Management, LLC
Plaintiff,

Case No.S0300CV202000236

vs.

JUDGMENT
(Default)

Eric Poocha and J Doe spouse
Defendant

NOW, THEREFORE, IT IS ADJUDGED AND DECREED that the Plaintiff is
granted Judgment against Eric Poocha as follows:

Principal sum:	\$14,306.67
Accrued costs through date of Judgment:	\$428.59
Less payments:	\$0.00

All accruing post judgment interest at the legal rate of 4.25% per annum, until paid, plus
after-accruing costs.

No further matters remain pending and the judgment is entered pursuant to Ariz. R. Civ.

Pro. Rule 54(c).

DATED: January 31, 2021

1 Filed 7

Cathleen Brown Nichols, Judge

5.6.21 - 7.9.21

1 Dean R. Cox, Bar No. 014149
2 DEAN R. COX, L.L.C.
3 107 North Cortez, Suite 201
4 Prescott, Arizona 86301
5 (928)776-4454 ~ Fax (928)776-4494
6 dean@deanrcox.com

7 Attorney for Defendant

8 IN THE SUPERIOR COURT IN THE STATE OF ARIZONA
9 IN AND FOR THE COUNTY OF COCONINO

10 JOSEPH BOMAR,

11 Plaintiff,

12 vs.

13 NAS HOSPITALITY, INC. dba QUALITY
14 INN; XYZ CORPORATIONS I-III; ABC
15 PARTNERSHIPS I-III; JOHN and JANE
16 DOES I-III,

17 Defendants.

18 NO. S0300CV202000212

19 STIPULATION FOR DISMISSAL
20 WITH PREJUDICE

21 (Tort/Non-Motor Vehicle)

22 The parties, by and through their respective undersigned counsel, hereby stipulate to
23 the dismissal of this matter with prejudice in its entirety as all claims have been resolved.

24 Each party shall bear their own costs and attorneys' fees incurred herein.

25 DATED this 1st day of May, 2021.

26 _____
27 Joshua E. Wagner
28 WAGNER & KWASMAN
29 2525 E. Arizona Biltmore Circle, #A-114
30 Phoenix, Arizona 85016
31 Attorney for Plaintiff

32 _____
33 Dean R. Cox
34 107 N. Cortez, Suite 201
35 Prescott, Arizona 86301
36 Attorney for Defendant

37 ...
38 ...
39 ...

1 Aaron Hall, State Bar No. 024273
2 MILLER, PITT, FELDMAN & MCANALLY, P.C.
3 405 N. Beaver Street, Suite 2
4 Flagstaff, AZ 86001
5 Phone: (928) 863-7100
6 Fax: (928) 440-5444
7 ahall@mpfmlaw.com
8 htimar@mpfmlaw.com (for minute entries)

10.25.20 - 3.5.21

7 *Counsel for Plaintiff*

8 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
9
10 **IN AND FOR THE COUNTY OF COCONINO**

11 JUSTIN NELSON, a single person,

Case No.: CV2020-000184

12 Plaintiff,

**STIPULATION TO DISMISS
WITH PREJUDICE**

13 - vs -

14 MARNEY MARSHALL BILODEAU and JOHN DOE
15 BILODEAU, a married couple,

(Assigned to the Hon. Cathleen
Brown Nichols)

16 Defendants.

Proposed Order Attached

17
18 The parties have reached a settlement in this case on all claims. As such, the Parties move
19 by way of this Stipulation that this matter be dismissed with prejudice. The Parties shall bear
20 their own costs and fees.
21

22 Dated this 20th day of October, 2020.

23
24 MILLER, PITT, FELDMAN
25 & MCANALLY, P.C.

26 */s/ Aaron M. Hall*

27 By: _____

28 Aaron M. Hall
29 *Attorneys for Plaintiff*

1 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
2 **IN AND FOR THE COUNTY OF COCONINO**

3 **RONK HOLDINGS LLC,**

4 **Plaintiff,**

5 **vs.**

6 **PEARSON FAMILY TRUST DTD 03/13/02,**
7 **VICTOR R. PEARSON and ELAYNE A.**
8 **PEARSON as TRUSTEES of THE PEARSON**
9 **FAMILY TRUST, VICTOR R. PEARSON,**
10 **ELAYNE A. PEARSON, and the COCONINO**
11 **COUNTY TREASURER,**

12 **Defendants.**

Case No.: S0300CV202100172

ORDER GRANTING PLAINTIFFS
MOTION FOR APPROVAL OF
ALTERNATE METHODS OF SERVICE

13 **ORDER GRANTING PLAINTIFFS MOTION FOR APPROVAL OF**
14 **ALTERNATE METHODS OF SERVICE**

15 This matter having come before the court upon Ronk Holdings LLC's motion for
16 granting approval of alternate methods of service pursuant to Arizona Rules of Civil Procedure
17 4.1(f); the court having reviewed the motion and related papers; does find that the motion should
18 be GRANTED.

19 WHEREFORE, IT IS HEREBY ORDERED that Ronk Holdings LLC be allowed to
20 serve defendants PEARSON FAMILY TRUST DTD 03/13/02, and THE PEARSON FAMILY
21 TRUST by publication. Plaintiff will also mail the summons, the pleading being served, and
22 any court order authorizing an alternative means of service to the last-known address of the
23 Defendants.

24 Dated this 30th day of June, 2021.

25 _____
26 JUDGE OF THE SUPERIOR COURT

1 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
2 **IN AND FOR THE COUNTY OF COCONINO**

3 **RONK HOLDINGS LLC,**

4 **Plaintiff,**

5 **vs.**

6 **PEARSON FAMILY TRUST DTD 03/13/02,**
7 **VICTOR R. PEARSON and ELAYNE A.**
8 **PEARSON as TRUSTEES of THE PEARSON**
9 **FAMILY TRUST, VICTOR R. PEARSON,**
10 **ELAYNE A. PEARSON, and the COCONINO**
11 **COUNTY TREASURER,**

12 **Defendants.**

Case No.: S0300CV202100172

**ORDER GRANTING PLAINTIFFS
MOTION FOR APPROVAL OF
ALTERNATE METHODS OF SERVICE**

Unfiled 7.9.21

13 **ORDER GRANTING PLAINTIFFS MOTION FOR APPROVAL OF**
14 **ALTERNATE METHODS OF SERVICE**

15 This matter having come before the court upon Ronk Holdings LLC's motion for
16 granting approval of alternate methods of service pursuant to Arizona Rules of Civil Procedure
17 4.1(l); the court having reviewed the motion and related papers; does find that the motion should
18 be GRANTED.

19 WHEREFORE, IT IS HEREBY ORDERED that Ronk Holdings LLC be allowed to
20 serve defendants PEARSON FAMILY TRUST DTD 03/13/02, and THE PEARSON FAMILY
21 TRUST by publication. Plaintiff shall mail the summons, the pleading being served, and
22 any court order authorized by this order by means of service to the last-known address of the
23 defendants.

24 Dated this ____ day of _____, 2021.

*No M.E.
CA Answer
5/10*

1 RONK HOLDINGS LLC
2 2942 N. 24th STREET SUITE 114-728
3 PHOENIX, AZ 85016
4 Tel: 602-603-5432 ext 1001
5 manager@simpleserver.net
6 In Pro Per

7 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
8 **IN AND FOR THE COUNTY OF COCONINO**

9 RONK HOLDINGS LLC,

10 Plaintiff,

11 vs.

12 PEARSON FAMILY TRUST DTD 03/13/02,
13 VICTOR R. PEARSON and ELAYNE A.
14 PEARSON as TRUSTEES of THE PEARSON
15 FAMILY TRUST, VICTOR R. PEARSON,
16 ELAYNE A. PEARSON, and the COCONINO
17 COUNTY TREASURER,

18 Defendants.

Case No.: S0300CV202100172

**MOTION FOR APPROVAL OF
ALTERNATE METHODS OF SERVICE**

19 Plaintiff Ronk Holdings, LLC, does respectfully request this Court to authorize
20 service to the opposing Party by means other than service required by Arizona Rules of
21 Civil Procedure 4.1(i) because of the reasons set forth below:

22 1. Upon information and belief, defendants PEARSON FAMILY TRUST DTD 03/14/02,
23 and VICTOR R. PEARSON and ELAYNE A. PEARSON as TRUSTEES of THE PEARSON
24 FAMILY TRUST (the Defendants) may only be represented by the current trustee or trustees of
25 THE PEARSON FAMILY TRUST (the Trust).

26 2. Upon information and belief, the Trust is a private document not recorded anywhere
27 and there is no way to determine for certain the current trustee or trustees (the Trustees) , their
28 beneficiaries or their whereabouts. While diligent effort by the plaintiff uncovered the identity
of the original trustees there is no way to determine who the successor trustee is or if the trustee
has been changed.

3. Upon information and belief, both named original trustees are deceased. (See Exhibit
A).

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WHEREFORE, Plaintiff respectfully requests alternative service in the form of publication pursuant to Arizona Rules of Civil Procedure 4.1(l). If the court allows this requested form of alternative means of service, the serving party will make a reasonable effort to provide the Defendants with actual notice of the action's commencement. The serving party will also mail the summons, the pleading being served, and any court order authorizing an alternative means of service to the last-known address of the Defendants.

Dated this 21st day of April 2021.

RONK HOLDINGS LLC

By: _____
Christopher Todd Ronk
Member
RONK HOLDINGS LLC

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IN THE SUPERIOR COURT

COCONINO COUNTY, STATE OF ARIZONA

MOHAMED KARIE and
NICOLAS MILLAN,

Petitioners,

VS.

HONORABLE JOSHUA
STEINLAGE, Judge of the
Flagstaff Justice Court of the State
of Arizona, In and For the County
of Coconino,

Respondents,

AND

STATE OF ARIZONA,

Real Party in Interest.

Case No. S0300CV202100026

Flagstaff Justice Court Case Nos.
State of Arizona v. Mohamed Karie
CM2018-006180
State of Arizona v. Nicolas Millan
CM2019-000985

**ORDER GRANTING MOTION
TO SUPPLEMENT RECORD**

The Court having considered Petitioners' Motion to Supplement Record, and
good cause appearing;

IT IS HEREBY ORDERED granting Petitioners' motion and supplementing
the record of the Petition for Special Action in the above-referenced matter.

DATED: June 30, 2021

JUDGE OF THE SUPERIOR COURT
COCONINO COUNTY

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IN THE SUPERIOR COURT

COCONINO COUNTY, STATE OF ARIZONA

MOHAMED KARIE and
NICOLAS MILLAN,

Petitioners,

VS.

HONORABLE JOSHUA
STEINLAGE, Judge of the
Flagstaff Justice Court of the State
of Arizona, In and For the County
of Coconino,

Respondents,

AND

STATE OF ARIZONA,

Real Party in Interest.

Case No. S0300CV202100026

Flagstaff Justice Court Case Nos.
State of Arizona v. Mohamed Karie
CM2018-006180
State of Arizona v. Nicolas Millan
CM2019-000985

4.19.21 —

UNSLIKELY
7.9.21

ORDER GRANTING MOTION
TO SUPPLEMENT RECORD

The Court having considered Petitioners' Motion to Supplement Record, and
good cause appearing;

IT IS HEREBY ORDERED granting Petitioners' motion and supplementing
the
record of the Petition for Special Action in the above-referenced matter.

DATED: _____

No ME.
M+m to
Supplement
Record
w/exhibits
4/19

JUDGE OF THE SUPERIOR COURT
COCONINO COUNTY

1 Tyler K. Allen (Bar No. 027161)
2 Allison M. Engler (Bar No. 030325)
3 TYLER ALLEN LAW FIRM, PLLC
4 4201 N. 24th St., Suite 200
5 Phoenix, AZ 85016
6 Telephone: (602) 995-3777
7 Facsimile: (602) 995-3999
8 Email: tyler@allenlawaz.com

9 *Attorney for Petitioners*

10 **IN THE SUPERIOR COURT**

11 **COCONINO COUNTY, STATE OF ARIZONA**

12 MOHAMED KARIE and
13 NICOLAS MILLAN,

14 *Petitioners,*

15 VS.

16 HONORABLE JOSHUA
17 STEINLAGE, Judge of the
18 Flagstaff Justice Court of the State
19 of Arizona, In and For the County
20 of Coconino,

21 *Respondents,*

22 AND

23 STATE OF ARIZONA,

24 *Real Party in Interest.*

Case No. S0300CV202100026

Flagstaff Justice Court Case Nos.
State of Arizona v. Mohamed Karie
CM2018-006180
State of Arizona v. Nicolas Millan
CM2019-000985

MOTION TO SUPPLEMENT RECORD

25 Petitioners respectfully move this Court to supplement the record of the
26 Petition for Special Action in the above-referenced mater.

27 */s/ Allison M. Engler*
28 Allison M. Engler

1 **THE ARIZONA GOVERNOR'S OFFICE OF HIGHWAY SAFETY AND**
2 **THE ARIZONA GOVERNOR'S OFFICE HAVE NO PUBLIC RECORDS**
3 **ON THE PREEMPTION**

4 **I. HISTORY OF PUBLIC RECORDS REQUEST**

5 On May 29, 2020, defense counsel submitted a public records request *in writing*
6 to the Governor's Office of Highway Safety. *See Attachment A.* Undersigned attorney
7 hereby avows that on or about June 15, 2020, Alberto Gutier, Director of the Arizona
8 Governor's Office of Highway Safety called and explained that he only writes checks,
9 he has nothing to do with the curriculum. Thus, the Governor's Office of Highway
10 Safety has no public records on the curriculum.
11

12 On May 29, 2020, defense counsel submitted an identical public record request
13 *electronically* to the Arizona Governor's Office. After some Covid-related delays, the
14 Arizona Governor's Office issued a response on February 11, 2021. The response, in
15 its entirety was, "We performed a diligent search and found no responsive records to
16 your request to our office." *See Attachment B.* Undersigned counsel avows this is a
17 true and correct copy of the email.
18

19 Therefore, according to the Governor's Office of Highway Safety and the
20 Governor's Office, neither agency submitted or signed off on any training materials or
21 opinions for 2019 GOHS Judicial Traffic Conference.
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2 **II. LEGAL ARGUMENT**

3 The trial court was relying on a misinterpretation of the training and one that is
4 not an official position evidenced by Public Records Requests to the Governor's
5 Office and the Governor's Office of Highway Safety. Both indicated that no records
6 exist.
7

8 As such, the court's erroneous belief that it is preempted now cannot stand as a
9 matter of law. First, the CFRs and comments clearly show no preemption. Secondly,
10 the trial court's citation to a position in training that is contrary to federal and Arizona
11 law cannot be confirmed.
12

13 **III. CONCLUSION**
14

15 The trial court misread 49 C.F.R. § 384.226, which is not a blanket prohibition
16 to plea agreements, civil amendments, or dismissal of charges in cases in cases
17 involving CDL holders. The trial court's judicial intervention is prohibited by the
18 Arizona Rules of the Supreme Court, the Arizona Rules of Criminal Procedure and
19 prior caselaw. The trial court's stance violates the individualized consideration
20 required for every plea agreement and is an unapproved local rule of practice. The
21 unadopted 49 C.F.R. § 384.226 does not preempt Arizona law. Lastly, the trial court
22 should rely on the correct Arizona law rather than an advocacy training that does not
23 exist in the public records of the Arizona Governor's Office of Highway Safety and
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the Arizona Governor's Office.

Based on the foregoing, there is no evidence to support any training for preemption. As such, as a matter of law, the trial court abused its discretion when it refused to accept the plea agreements of Mr. Karie and Mr. Millan.

RESPECTFULLY SUBMITTED this 19th day of April, 2021.

/s/ Allison M. Engler
Allison M. Engler
Attorney for Petitioners

ORIGINAL ELECTRONICALLY
FILED this 19th day of April, 2021:

Clerk of the Court
Coconino County Superior Court

COPY MAILED this
19th day of April, 2021:

Judge Joshua Steinlage
Flagstaff Justice Court
200 N. San Francisco St.
Flagstaff, AZ 86001

Coconino County Attorney's Office
219 E. Cherry Ave.
Flagstaff, AZ 86001

/s/ R. Moe

**SUPERIOR COURT OF THE STATE OF ARIZONA
COUNTY OF COCONINO**

1
2 ROBERT DEAN COSTA,

3 Plaintiff,

NO. S0300CV201900556

**ORDER OF DISMISSAL WITH
PREJUDICE**

4 v.

(Assigned to the Honorable Cathleen Brown
Nichols)

5 STATE FARM COMPANIES, STATE FARM
6 MUTUAL AUTOMOBILE INSURANCE
7 COMPANY, STATE FARM FIRE AND
8 CASUALTY COMPANY, And STATE
9 FARM CORPORATIONS I-10,

Defendant.

10 Pursuant to stipulation of the parties and good cause appearing therefore;

11 IT IS HEREBY ORDERED that Plaintiff Robert Costa's cause of action against
12 Defendant State Farm Companies, State Farm Mutual Automobile Insurance Company, State
13 Farm Fire and Casualty Company and State Farm Corporations I-10 is hereby dismissed with
14 prejudice, in its entirety, each side to bear their own costs and attorneys' fees.

15 DATED this 30th day of June, 2021.

16
17
18 
Honorable Cathleen Brown Nichols

19 Michael W. Halvorson, Bar #019807
20 mhalvorson@jshfirm.com
minuteentries@jshfirm.com

1 Michael W. Halvorson, Bar #019807
2 Erica J. Spurlock, Bar #032443
3 JONES, SKELTON & HOCHULI, P.L.C.
4 40 North Central Avenue, Suite 2700
5 Phoenix, Arizona 85004
6 Telephone: (602) 263-7371
7 Fax: (602) 200-7864
8 mhalvorson@jshfirm.com
9 espurlock@jshfirm.com
10 minuteentries@jshfirm.com

11 Attorneys for Defendant

UNSLKRS
7.9.21

12 SUPERIOR COURT OF THE STATE OF ARIZONA
13 COUNTY OF COCONINO

14 ROBERT DEAN COSTA,

15 Plaintiff,

NO. S0300CV201900556

**ORDER OF DISMISSAL WITH
PREJUDICE**

16 v.

(Assigned to the Honorable Cathleen Brown
Nichols)

17 STATE FARM COMPANIES, STATE FARM
18 MUTUAL AUTOMOBILE INSURANCE
19 COMPANY, STATE FARM FIRE AND
20 CASUALTY COMPANY, And STATE
21 FARM CORPORATIONS I-10,

22 Defendant

23 Pursuant to stipulation of the parties

24 IT IS HEREBY ORDERED

25 Defendant State Farm Companies, State

Farm Fire and Casualty Company and State

prejudice, in its entirety, each side to bear their own

appearing therefore;

Costa's cause of action against

Mobile Insurance Company, State

is I-10 is hereby dismissed with

attorneys' fees.

DATED this _____ day of _____, 2021.

BY _____
Honorable Cathleen Brown Nichols

1 Michael W. Halvorson, Bar #019807
2 Erica J. Spurlock, Bar #032443
3 JONES, SKELTON & HOCHULI, P.L.C.
4 40 North Central Avenue, Suite 2700
5 Phoenix, Arizona 85004
6 Telephone: (602) 263-7371
7 Fax: (602) 200-7864
8 mhalvorson@jshfirm.com
9 espurlock@jshfirm.com
10 minuteentries@jshfirm.com

11 Attorneys for Defendant

12
13 **SUPERIOR COURT OF THE STATE OF ARIZONA**
14 **COUNTY OF COCONINO**

15 ROBERT DEAN COSTA,

16 Plaintiff,

17 v.

18 STATE FARM COMPANIES, STATE FARM
19 MUTUAL AUTOMOBILE INSURANCE
20 COMPANY, STATE FARM FIRE AND
21 CASUALTY COMPANY, And STATE
22 FARM CORPORATIONS I-10,

23 Defendant.

NO. S0300CV201900556

NOTICE OF SETTLEMENT

(Assigned to the Honorable Cathleen Brown
Nichols)

24 Notice is hereby given that the parties have reached a settlement in the above
25 matter. It is anticipated that a Stipulation and Order for Dismissal will be filed with the Court
within the next thirty days.

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Michael W. Halvorson, Bar #019807
Erica J. Spurlock, Bar #032443
JONES, SKELTON & HOCHULI, P.L.C.
40 North Central Avenue, Suite 2700
Phoenix, Arizona 85004
Telephone: (602) 263-7371
Fax: (602) 200-7864
mhalvorson@jshfirm.com
espurlock@jshfirm.com
minuteentries@jshfirm.com

4.12.21 -
7.9.21

Attorneys for Defendant

**SUPERIOR COURT OF THE STATE OF ARIZONA
COUNTY OF COCONINO**

ROBERT DEAN COSTA,

Plaintiff,

v.

STATE FARM COMPANIES, STATE FARM
MUTUAL AUTOMOBILE INSURANCE
COMPANY, STATE FARM FIRE AND
CASUALTY COMPANY, And STATE
FARM CORPORATIONS I-10,

Defendant.

NO. S0300CV201900556
**STIPULATION FOR DISMISSAL WITH
PREJUDICE**

(Assigned to the Honorable Cathleen Brown
Nichols)

It is hereby stipulated by and between the parties through undersigned counsel that the above-captioned action be dismissed with prejudice, each party to bear their own costs and attorneys' fees.

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DATED this 12th day of April, 2021.

JONES, SKELTON & HOCHULI, P.L.C.

By _____
Michael W. Halvorson
Erica J. Spurlock
40 North Central Avenue, Suite 2700
Phoenix, Arizona 85004

BARBER & BORG, LLC 

By _____ with permission
Forrest G. Buffington
P.O. Box 4690
Yatahey NM 87375
Attorneys for Plaintiff

ORIGINAL of the foregoing electronically filed
this 12th day of April, 2021.

COPY of the foregoing e-mailed
this 12th day of April, 2021, to:

Forrest G. Buffington
Barber & Borg, LLC
P.O. Box 4690
Yatahey NM 87375
Attorneys for Plaintiff

forrest@barberborg.com

/s/ Wendy Mungai _____

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IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF COCONINO

Bank of America, N.A.
Plaintiff,

Case No. S0300CV202000636

vs.

STIPULATED JUDGMENT

Theresa Watchman and Ismael Watchman, a married
couple
Defendants

NOW, THEREFORE, IT IS ADJUDGED AND DECREED that the Plaintiff is granted
Stipulated Judgment against Theresa Watchman and Ismael Watchman, a married couple as
follows:

Principal sum:	\$10,651.70
Accrued costs through date of Judgment:	\$415.19
Less amount paid on account:	\$.00

No further matters remain pending and the judgment is entered pursuant to Ariz. R. Civ. Pro.
Rule 54(c).

DATED: June 30, 2021

By the Court

Gurstel Law Firm PC
Email: info@gurstel.com

Theresa Watchman
1728 N. West St. Apt B
Flagstaff, AZ 86004

1 Gurstel Law Firm PC
2 9320 East Raintree Drive
3 Scottsdale, AZ 85260
4 BY: Brad J. Clark (#032267)
5 Shannon N. Crane (#032821)
6 Kerry A. Markert (#030036)
7 Whitney M. Jacobson (#030316)
8 James Schultz (#027372)
9 Alysa M. Guriano (#032123)
10 Gregory C. Sinning (#035889)
11 Jennifer Hanson (#029363)
12 Sam Pratantoni (#030911)
13 Attorneys for Plaintiff
14 Telephone: (888) 274-0105
15 Facsimile: (877) 750-6335
16 Email: info@gurstel.com
17 File number: 1306040

4.22.21
NOT SIGNED
7.9.21

11 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
12 IN AND FOR THE COUNTY OF COCONINO

13 Bank of America, N.A.
14 Plaintiff,

)
) Case No. S0300CV202000636
)

15 vs.

) APPLICATION FOR STIPULATED
) JUDGMENT

16 Theresa Watchman and Ismael Watchman, a
17 married couple
18 Defendants

) -and-
) CONDITIONAL AGREEMENT NOT TO
) RECORD OR EXECUTE
)

)
) *The Honorable Judge of the Superior Court*
)

20
21 Theresa Watchman and Ismael Watchman, a
22 agreement not to record or execute a
23 into a Stipulated Judgment in favor
24 both Defendants and Plaintiff that I
25 effective on the day it is signed by

No M.E.
App for
Stip
4/23

26 "Defendants"), in exchange for on
27 rms herein are met, hereby agree to enter
28 A. (hereinafter "Plaintiff"). It is the intent of
is a new contract between the parties,

27 Defendants agree and stipulate to a judgment as follows: Defendants owed to Plaintiff the sum of
28 \$10,651.70 (herein "Principal"). Defendants also agree that Plaintiff has or will incur costs and

1 disbursements in the amount of \$415.19 (herein "Costs") and that these amounts are properly charged to
2 him and/or her.

3 However, Plaintiff agrees to accept, and Defendants promise to pay to Plaintiff, the settlement of
4 \$8,000.00, payable as follows: Twenty-Three (23) equal monthly payments in the amount of \$333.00;
5 followed by a final payment in the amount of \$341.00 until the settlement of \$8,000.00 is paid. The first
6 such payment due and payable on or before March 31, 2021 and all future installments shall be due and
7 payable on or before the last day of each succeeding month thereafter until the settlement of \$8,000.00
8 is paid, with the final payment being due on or before February 28, 2023. Any payments made by
9 Defendants before the filing of this Application for Stipulated Judgment and in accordance with the
10 above agreement will be credited to this total amount due and owing.

11 Defendants will bear any costs charged to Defendants by their financial institution that may be
12 incurred in facilitating their payments. Defendants further agree that if any of the payments specified
13 herein are not received by the day upon which they are due, Defendants will be in default of this
14 Stipulated Judgment and Plaintiff may, at its discretion, declare Defendants in default, demand payment
15 of the full outstanding amount of Principal and Costs as identified in Paragraph 2 above, and if the
16 default is not resolved within 30 days from the date of demand Plaintiff may utilize any and all legal
17 means to collect on the Stipulated Judgment including but not limited to wage and/or non-wage
18 garnishments.
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1 Plaintiff agrees that as long as Defendants make the payments as outlined above, it will not record
2 or execute this Stipulated Judgment.

3 RESPECTFULLY SUBMITTED this 14th day of April, 2021
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5
6 Theresa Watchman, Defendant
7

8 Theresa Watchman, Defendant
9

10
11 Brad J. Clark (#032267) _____

Shannon N. Crane (#032821) _____

Kerry A. Markert (#030036) _____

Whitney M. Jacobson (#030316) _____

James Schultz (#027372) _____

Alysa M. Gariano (#032123) _____

Gregory C. Sinning (#035889) _____

Jennifer Hanson (#029363) _____

Sam Fratantoni (#030911) _____

Attorneys for Plaintiff
16

17 THIS COMMUNICATION IS FROM A DEBT COLLECTOR.
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Gurstel Law Firm PC
9320 East Raintree Drive
Scottsdale, AZ 85260
Attorneys for Plaintiff
Telephone: (888) 274-0105
Facsimile: (877) 750-6335
Email: info@gurstel.com
File number: 1306040

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF COCONINO

Bank of America, N.A.
Plaintiff,

Case No. S0300CV202000636

vs.

STIPULATED JUDGMENT

Theresa Watchman and Ismael Watchman, a married
couple
Defendants

NOW, THEREFORE, IT IS ADJUDGED AND DECREED that the Plaintiff is granted

Stipulated Judgment against Theresa Watchman and Ismael Watchman, a married couple as
follows:

Principal sum:	\$10,651.70
Accrued costs through date of Judgment:	\$415.19
Less amount paid on account:	\$.00

No further matters remain pending and the judgment is entered pursuant to Ariz. R. Civ. Pro.
Rule 54(c).

DATED this date: _____

By the Court

1
2 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
3 **IN AND FOR THE COUNTY OF COCONINO**

4 **AMERICAN EXPRESS NATIONAL**
5 **BANK,**
6 **Plaintiff,**
7 **vs.**
8 **BERT CROCKETT,**
9 **Defendant(s).**

No. S0300CV202000656

DEFAULT JUDGMENT

**HONORABLE CATHLEEN BROWN
NICHOLS**

10 This cause being brought before this Court pursuant to Plaintiff having filed a
11 Motion for Judgment by Default pursuant to Rule 54(c) and/or Rule 55(b)(1) Ariz.R.Civ.P.
12 and it appearing to the Court that there being no just reason for delay, that the Defendant(s)
13 was/were served with process as required by law, that the Defendant(s) failed to appear and
14 plead within the time allowed by law, or at all, and that the default of the Defendant(s)
15 has/have been entered;

16 IT IS HEREBY ORDERED, that Plaintiff have and recover Judgment from and
17 against the Defendant(s), BERT CROCKETT, as follows:
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1. For the capitalized principal sum of \$12,589.55; and
2. Court Costs of \$420.57;
3. The Plaintiff has waived interest and no interest shall accrue on this Judgment;
4. No further matters remain pending. This judgment is entered pursuant to rule 54(c), Arizona Rules of Civil Procedure.

Dated: June 30, 2021

Superior Court Judge

DOUGLAS T. CHRISTENSEN, ESQ. (#031541)
SARAH L. JONES, ESQ. (#021912)
AZLIT@ZWICKERPC.COM
ATTORNEY FOR PLAINTIFF

1 DOUGLAS T. CHRISTENSEN, ESQ. (#031541)
2 SARAH L. JONES, ESQ. (#021912)
3 ZWICKER & ASSOCIATES, P.C.
4 1225 W WASHINGTON ST, STE 124
5 TEMPE, AZ 85281
6 (877)236-4042 / AZLIT@ZWICKERPC.COM
7 ATTORNEY FOR PLAINTIFF

UNSIGNED AS OF
7.9.21

8 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
9 **IN AND FOR THE COUNTY OF COCONINO**

10 AMERICAN EXPRESS NATIONAL
11 BANK,
12 Plaintiff,
13 vs.
14 BERT CROCKETT,
15 Defendant(s).

No. S0300CV202000656

DEFAULT JUDGMENT

HONORABLE CATHLEEN BROWN
NICHOLS

16 This cause being brought before this Court pursuant to Plaintiff having filed a
17 Motion for Judgment by Default pursuant to Rule 54(c) and/or Rule 55(b)(1) Ariz.R.Civ.P.,
18 and it appearing to the Court that there being no just reason for delay, that the Defendant(s)
19 was/were served with process as required by law, that the Defendant(s) failed to appear and
20 plead within the time allowed by law, or at all, and that the default of the Defendant(s)
21 has/have been entered;

22 IT IS HEREBY ORDERED, that Plaintiff have and recover Judgment from and
23 against the Defendant(s), BERT CROCKETT, as follows:
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1. For the capitalized principal sum of \$12,589.55; and
2. Court Costs of \$420.57;
3. The Plaintiff has waived interest and no interest shall accrue on this Judgment;
4. No further matters remain pending. This judgment is entered pursuant to rule 54(c), Arizona Rules of Civil Procedure.

Dated

Superior Court Judge/Commissioner

1 DOUGLAS T. CHRISTENSEN, ESQ. (#031541)
2 SARAH L. JONES, ESQ. (#021912)
3 ZWICKER & ASSOCIATES, P.C.
4 1225 W WASHINGTON ST, STE 124
5 TEMPE, AZ 85281
6 (877)236-4042 / AZLIT@ZWICKERPC.COM
7 ATTORNEY FOR PLAINTIFF

6-23-21-
7-9-21

8 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
9 **IN AND FOR THE COUNTY OF COCONINO**

8 AMERICAN EXPRESS NATIONAL
9 BANK,
10
11 vs.
12 BERT CROCKETT,
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14 Plaintiff,
15
16 Defendant(s).

No. S0300CV202000656
MOTION AND AFFIDAVIT FOR
ENTRY OF JUDGMENT BY DEFAULT
WITHOUT HEARING
HONORABLE CATHLEEN BROWN
NICHOLS

14 Plaintiff, by and through undersigned counsel, hereby moves this Court, pursuant
15 to the provisions of Rule 54(c) and/or Rule 55(b)(1) Ariz.R.Civ.P., for final Judgment by
16 default in favor of Plaintiff and against the Defendant(s), BERT CROCKETT, as set forth
17 in the Judgment submitted concurrently, for the reasons that:

- 18 1. No less than ten (10) judicial days have passed since the entry of Default by the
19 Clerk of this Court;
- 20 2. A proper and effective default has been entered against the Defendant(s);
- 21 3. That Plaintiff's claim against the Defendant(s) is for a sum of money which can by
22 computation be made certain, as reflected in Plaintiff's Complaint;
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- 4. After the Complaint was filed in the matter, credits were applied to the account balance in the amount of \$0.00, thus reducing the principal amount due to \$12,589.55;
- 5. Attorneys' fees are not requested at this time;
- 6. Per the requirements of 50 U.S.C. section 3931, and after diligent efforts, it has been determined the Defendant, BERT CROCKETT, is not engaged in active military service to the United States.

RESPECTFULLY SUBMITTED: APR 23 2021

AMERICAN EXPRESS NATIONAL BANK
~~By its attorneys.~~

DOUGLAS T. CHRISTENSEN, ESQ. (#031541)
 SARAH L. JONES, ESQ. (#021912)
ZWICKER & ASSOCIATES, P.C.
A Law Firm Engaged in Debt Collection

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SUM CERTAIN AFFIDAVIT

1) The amounts stated in the judgment submitted are due and owing as of the date of this affidavit after allowing for all just and lawful offsets, payments and credits, and are substantiated by the following authentic originals or true copies of documents already filed and a part of the record or herein filed with said Motion and incorporated by reference herein:

a) Electronic Database screen-print identifying the current balance, and other account information, (See Exhibit(s), attached):

Note: The Electronic database screen-print(s) identifying the balance and other account information for each of the Defendant's accounts is a true and accurate representation of the information housed on the Zwicker & Associates, P.C. Collection System (known as Recovery Management System). The account information was established utilizing contractual and balance information relayed from Plaintiff to Zwicker & Associates, P.C. upon placement of each of the Defendant's account(s) with Zwicker & Associates, P.C.

b) Account record is attached hereto;

c) Statement of Costs and Notice of Taxation of Costs;

2) The contractual interest rate is not less than the statutory rate.

1 9320 East Raintree Drive
2 Scottsdale, AZ 85260
3 BY: Brad J. Clark (#032267)
4 Alysa M. Gariano (#032123)
5 Gregory C. Sinning (#035889)
6 Jennifer Hanson (#029363)
7 Sam Fratantoni (#030911)

8 Attorneys for Plaintiff
9 Telephone: (877) 344-4002
10 Facsimile: (877) 750-6335
11 Email: info@gurstel.com
12 File number: 1322469 & 1322536

UNSIGNATURE
7.9.21

13 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
14 IN AND FOR THE COUNTY OF COCONINO

15 Midland Credit Management, Inc
16 Plaintiff,
17 vs.
18 JOHN W BERG aka JOHN BERG and J Doe
19 Spouse
20 Defendant

21 Case No.S0300CV202100056
22 JUDGMENT ON THE PLEADINGS

23 NOW, THEREFORE IT IS ADJUDGED AND DECREED that the Plaintiff is
24 granted a Judgment on the Pleadings against JOHN W BERG aka JOHN BERG as
25 follows:

26 . Account 1 (1322469)	\$11,096.19
27 . Account 2 (1322536)	\$5,974.46
28 . Accrued costs through date of	\$438.59
29 . Less amount paid on account	\$.00
30 All accruing post judgment int	at 4.25% per annum, until paid.
31 No further matters rema	gment is entered pursuant to Ariz.
32 R. Civ. Pro. Rule 54(c).	

No M.F.
Request
for ruling
on Mtn for
Jue on the
Pleadings
sited 4/20
6/28

33 Date: _____

1 Gurstel Law Firm PC
2 9320 East Raintree Drive
3 Scottsdale, AZ 85260
4 BY: Brad J. Clark (#032267)
5 Alysya M. Gariano (#032123)
6 Gregory C. Sinning (#035889)
7 Jennifer Hanson (#029363)
8 Sam Fratantoni (#030911)

9 Attorneys for Plaintiff
10 Telephone: (877) 344-4002
11 Facsimile: (877) 750-6335
12 Email: info@gurstel.com
13 File number: 1322469 & 1322536

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF COCONINO

14 Midland Credit Management, Inc
15 Plaintiff,

16 vs.

17 JOHN W BERG aka JOHN BERG and J Doe
18 Spouse
19 Defendant

Case No.S0300CV202100056

**REQUEST FOR RULING ON
PLAINTIFF'S MOTION FOR
JUDGMENT ON THE PLEADINGS**

20 Plaintiff, Midland Credit Management, Inc, by and through undersigned counsel, hereby
21 requests a ruling on Plaintiff's Motion for Judgment on the Pleadings (hereafter "Motion").

22 On or about April 20, 2021, Plaintiff filed a Motion for Judgment on the Pleadings
23 pursuant to A.R.C.P. 12(c).

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To date, Defendant has failed to respond within the time allotted by A.R.C.P. 7.1. To date, no ruling has been issued by the Court. Therefore, Plaintiff respectfully requests the Court rule on its Motion for Judgment on the Pleadings so parties may resolve the case or prepare for trial.

RESPECTFULLY SUBMITTED this 24 day of June, 2021

GIRSTEIN LAW FIRM, P.C.

Brad J. Clark (#032267) /
Alysa M. Garlano (#032123) _____
Gregory C. Sinning (#035889) X
Jennifer Hanson (#029363) _____
Sam Fratantoni (#030911) _____
Attorneys for Plaintiff

CERTIFICATE OF MAILING

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Documents: Request for Ruling on Plaintiffs Motion for Judgment on the Pleadings

A copy of the foregoing was mailed this 28 day of June, 2021 to:

John W Berg
430 N 5TH ST
WILLIAMS AZ 86046-1904

By: _____

THIS COMMUNICATION IS FROM A DEBT COLLECTOR

1 Gurstel Law Firm PC
2 9320 East Raintree Drive
3 Scottsdale, AZ 85260
4 BY: Brad J. Clark (#032267)
5 Alysa M. Gariano (#032123)
6 Gregory C. Sinning (#035889)
7 Jennifer Hanson (#029363)
8 Sam Fratantoni (#030911)

9 Attorneys for Plaintiff
10 Telephone: (877) 344-4002
11 Facsimile: (877) 750-6335
12 Email: info@gurstel.com
13 File number: 1322469 & 1322536

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF COCONINO

14 Midland Credit Management, Inc
15 Plaintiff,

16 vs.

17 JOHN W BERG aka JOHN BERG and J Doe
18 Spouse
19 Defendant

Case No. S0300CV202100056

MOTION FOR JUDGMENT ON THE
PLEADINGS

20 Plaintiff, Midland Credit Management, Inc (hereinafter "Plaintiff"), by and through
21 undersigned counsel, hereby moves this Court, pursuant to Rule 12(c) of the Arizona Rules of
22 Civil Procedure, for the entry of Judgment on the Pleadings in favor of the Plaintiff and against
23 the Defendant. In its Complaint, Plaintiff brought an action for payment because of Defendant's
24 failure to satisfy their contractual obligation entered into with Plaintiff. The Court should enter
25 Judgment on the Pleadings as a matter of law because Defendant has an absolute duty to pay this
26 contractual obligation. This Motion is supported by the accompanying Memorandum of Points
27 and Authorities and the pleadings of record herein, which are incorporated herein by this
28 reference.

4.20.21 -
6.28.21 -
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1 Defendant applied for a revolving credit card from the Original Creditor, CAPITAL ONE
2 BANK (USA), N.A., (Original Creditor 1), and Original Creditor 1 accepted Defendants'
3 application and issued to Defendants its credit card with account number ending in
4 *****0323 (the "Account 1" - 1322469) Defendant also applied for a revolving credit
5 card from the Original Creditor, CITIBANK, N.A., (Original Creditor 2), and Original Creditor
6 2 accepted Defendants' application and issued to Defendant its credit card with account ending
7 in *****7021 (the "Account 2"- 1322536).
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10 MEMORANDUM OF POINTS AND AUTHORITIES

11 I. APPLICABLE LAW

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13 "A motion for judgment on the pleadings, for the purpose of the motion, admits all well-
14 pleaded material allegations of the opposing party's pleadings and all allegations of the moving
15 party which had been denied are taken as false." Jamison v. Southern States Life Ins. Co., 3 Ariz.
16 App. 131, 412 P.2d 306 (1966). "Judgment on the pleadings may be granted only if the facts of
17 the case, as so admitted and denied, clearly entitle the moving party to judgment." Young v.
18 Bishop, 88 Ariz. 140, 353 P.2d 1017 (1960).
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21 II. APPLICATION AND ARGUMENT

22 In this case, the Court should grant Plaintiff's Motion for Judgment on the Pleadings
23 because Defendant's Answer fails to deny the material allegations of Plaintiff's complaint. The
24 Defendant does not deny owing the debt. (*see copy of Defendant's answer in Court file*).
25

26 Furthermore, Defendant's Answer does not state or show a credible defense to the claim.
27 Walker v. Estayillo, 73 Ariz. 211, 240 P.2d 173 (1952) (Plaintiff who set forth a claim for relief
28 was entitled to Judgment on the Pleadings where Defendant's Answer failed to show any

1 defense to the claim.). There are no defenses contained in Defendant's Answer. Therefore,
2 Plaintiff is entitled to judgment as a matter of law.
3

4 **III. CONCLUSION**

5 Defendant has an absolute obligation to pay Plaintiff based on the contractual obligation
6 between the parties. According to the contract, Defendant must pay all costs and interest
7 associated with the failure to pay the debt. Plaintiff is entitled to Judgment on the Pleadings as a
8 matter of law as alleged in its Complaint.
9

10 **WHEREFORE**, for all of the foregoing reasons the Plaintiff's Motion for Judgment on
11 the Pleadings should be granted and a Judgment should be entered against the Defendant for
12 Account 1 (1322469) for the sum of \$11,096.19 and Account 2 (1322536) for the sum of
13 \$5,974.46, therefore totaling the amount of \$17,070.65, plus taxable costs incurred totaling
14 \$438.59, and post-judgment interest at the statutory rate of 4.25% per annum.
15

16 Respectfully submitted this 19th day of April, 2021.
17

18 GURSTEL LAW FIRM, P.C.

19 ^{1st}
Brad J. Clark (#032267) _____

20 Alysia M. Gariano (#032123) _____

21 Gregory C. Sinning (#035889) X

22 Jennifer Hanson (#029363) _____

23 Sam Fratantoni (#030911) _____

24 Attorneys for Plaintiff
25
26
27
28

CERTIFICATE OF MAILING

Documents: Motion for Judgment on the Pleadings, Statement of Costs and Notice of Taxation of Costs, and proposed form of Judgment on the Pleadings.

A copy of the foregoing was mailed this 30 day of April, 2021 to:

John W Berg
430 N 5TH ST,
WILLIAMS AZ 86046-1904

By: 

THIS COMMUNICATION IS FROM A DEBT COLLECTOR.

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1 Steven E. Stern, Esq.
Arizona Bar Number 020022
2 Law Offices of Steven E. Stern, LLC
2045 W Grand Ave Ste B #21483
3 Chicago, Illinois 60612-1577
Ph: 866-457-4107/fx: 214-594-7862
4 sternnotices@gmail.com

5 Attorney for Plaintiff,
INVESTMENT RETRIEVERS, INC.

8.24.20 -
w/ORDIN -
ORDIN RESUBMITTED
6.11.21
NOTHING DONE
7.15.21

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IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
200 N. SAN FRANCISCO ST FLAGSTAFF AZ 86001
IN AND FOR THE COUNTY OF COCONINO

INVESTMENT RETRIEVERS, INC.,

Case No.: S0300CV202000288

Plaintiff,

vs.

PLAINTIFFS' MOTION FOR
DEFAULT JUDGMENT

NICHOLAS CURLEY aka NICK CURLEY
aka NICHOLAS CORIZ AND JANE/JOHN
DOE CURLEY, INDIVIDUAL & AS
HUSBAND & WIFE; and DOES I through X,
inclusive,

Plaintiff, INVESTMENT RETRIEVERS, INC. (hereinafter referred to as "Plaintiff"),
moves this Honorable Court to enter a Default Judgment in favor of Plaintiff and against
Defendant, Nicholas Curley aka Nick Curley aka Nicholas Coriz, in the amount of \$10,791.06
for the unpaid principal balance, and \$750.00 for reasonable attorneys fees pursuant to. A.R.S.
12-341.01 and court costs of \$776.00 per A.R.S. 12-341. Judgment interest on all balances to
accrue at 10 per cent interest per A.R.S. 44-1201.

In support of its Motion for Default Judgment Plaintiff states as follows:

1. This Motion is made on the grounds that the Court entered Default as to Defendant,
Nicholas Curley aka Nick Curley aka Nicholas Coriz on July 31, 2020 for failure to answer or
otherwise plead. A copy of the Plaintiffs application for default that was filed with the court is
attached hereto as Exhibit A.

1 Steven E. Stern, Esq.
2 Arizona Bar Number 020022
3 Law Offices of Steven E. Stern, LLC
4 2045 W Grand Ave Ste B #21483
5 Chicago, Illinois 60612-1577
6 Ph: 866-457-4107/fx: 214-594-7862
7 sternnotices@gmail.com

8 Attorney for Plaintiff,
9 INVESTMENT RETRIEVERS, INC.

10 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
11 **200 N. SAN FRANCISCO ST FLAGSTAFF AZ 86001**
12 **IN AND FOR THE COUNTY OF COCONINO**

13 ***

14 **INVESTMENT RETRIEVERS, INC.,**

Case No.: S0300CV202000288

15 **Plaintiff,**

APPLICATION FOR DEFAULT

16 **vs.**

17 **NICHOLAS CURLEY aka NICK CURLEY**
18 **aka NICHOLAS CORIZ AND JANE/JOHN**
19 **DOE CURLEY, INDIVIDUAL & AS**
20 **HUSBAND & WIFE; and DOES I through X,**
21 **inclusive,**

22 **NOW COMES PLAINITIFF, INVESTMENT RETREIVERS, INC. and hereby submits**
23 **this application of default against, Defendant(s), Nicholas Curley aka Nick Curley aka Nicholas**
24 **Coriz on the grounds that the defendant Nicholas Curley aka Nick Curley aka Nicholas Coriz**
was served on 07/10/20 and has not filed an answer or response within the time allowed by law.

That unless the Defendant(s), Nicholas Curley aka Nick Curley aka Nicholas Coriz files a
response within ten (10) days of the the entry of the filing of this notice, Plaintiff requests the
Clerk of Court to register their default and place the Defendant(s) in default. See Exhibit A.

DATED this 31st day of July, 2020

The undersigned pursuant to penalties of perjury hereby affirms that the above information
is true and correct.

LAW OFFICES OF STEVEN E. STERN, LLC

/s/STEVEN E. STERN, ESQ.
Attorney for Plaintiff,
INVESTMENT RETRIEVERS

**Original forwarded to court for filing
On 7/31/20 and mailed
Same day to:**

**Nicholas Curley
30747 N Karen Ave
Queen Creek Az 85143**

**/s/STEVEN E. STERN, ESO.
Attorney for Plaintiff,
INVESTMENT RETRIEVERS**

RECEIVED

JUL 22 2020

VALERIE WYANT
Clerk of the Superior Court

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF COCONINO**

INVESTMENT RETRIEVERS, INC.,

Plaintiff(s) / Petitioner(s)

v.

Case No.: S0300CV202000288

**NICHOLAS CURLEY aka NICK GURLEY aka
NICHOLAS CORIZ AND JANE/JOHN DOE CURLEY,
INDIVIDUAL & AS HUSBAND & WIFE; and DOES
through X, inclusive,**

Defendant(s) / Respondent(s)

CERTIFICATE OF SERVICE BY PRIVATE PROCESS SERVER

I, Dennis Schmid, being duly sworn, state:

I am an Arizona private process server in good standing, registered with the Maricopa County Superior Court, #MC-8942. I am 21 years or older and not a party to this action.

I served the following documents on NICHOLAS CURLEY in Pinal County, AZ on July 10, 2020 at 5:57 pm at 30747 N. Karen Avenue, Queen Creek, AZ 85143 by leaving the following documents at the usual place of abode of NICHOLAS CURLEY with his Sister Nicole Jackson, who is of suitable age and discretion and resides at the usual place of abode with NICHOLAS CURLEY.

SUMMONS; COMPLAINT WITH EXHIBITS; TRANSFER CONFIRMATION LETTER FROM COURT.

Additional Description:

A female answered the door and I asked for the Defendant. She stated he does live here, but he's in Tuba City on the reservation. I asked if she could get the documents to her brother, she said yes and accepted service. She was friendly and cooperative.

American Indian Female, est. age 25, glasses: N, Black hair, 120 lbs to 140 lbs, 5' 3" to 5' 6".
Geolocation of Serve: <http://maps.google.com/maps?q=33.1588105908,-111.5274840994>

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Executed in Maricopa County, AZ,
On July 12, 2020.

Dennis Schmid, #MC-8942
PROOF-Arizona
PO Box 74172, Phoenix, AZ 85087
(480) 521-9311

1 Steven E. Stern, Esq.
2 Arizona Bar Number 020022
3 Law Offices of Steven E. Stern, LLC
4 2045 W Grand Ave Ste B #21483
5 Chicago, Illinois 60612-1577
6 Ph: 866-457-4107/fx: 214-594-7862
7 sternnotices@gmail.com

8 Attorney for Plaintiff,
9 INVESTMENT RETRIEVERS, INC.

10 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
11 **200 N. SAN FRANCISCO ST FLAGSTAFF AZ 86001**
12 **IN AND FOR THE COUNTY OF COCONINO**

13 ***

14 **INVESTMENT RETRIEVERS, INC.,**

15 **Plaintiff,**

16 **vs.**

17 **NICHOLAS CURLEY aka NICK CURLEY**
18 **aka NICHOLAS CORIZ AND JANE/JOHN**
19 **DOE CURLEY, INDIVIDUAL & AS**
20 **HUSBAND & WIFE; and DOES I through X,**
21 **inclusive,**

22 **Case No.: S0300CV202000288**

23 **JUDGMENT ORDER**

24 This matter coming upon motion of Plaintiff, INVESTMENT RETRIEVERS, INC. for
Default Judgment against Defendant, NICHOLAS CURLEY aka NICK CURLEY aka
NICHOLAS CORIZ, and for good cause shown, it is hereby **ORDERED** that Plaintiff is awarded
Judgment as follows:

- A. \$10,791.06 for the unpaid principal balance;
- B. \$776.00 for court costs;
- C. Attorneys Fees of \$750.00;
- D. Post Judgment interest on the principal balance to accrue at 21.46% per cent per annum and post judgment interest on cost and fees to accrue at 4.25 per cent per annum;
- E. There is no just reason to delay enforcement or appeal from this Order in accordance with A.R.C.P. 54 (c).

Dated this _____ day of August, 2020

JUDICIAL OFFICER

1 Steven E. Stern, Esq.
Arizona Bar Number 020022
2 Law Offices of Steven E. Stern, LLC
2045 W Grand Ave Ste B #21483
3 Chicago, Illinois 60612-1577
Ph: 866-457-4107/fx: 214-594-7862
4 sternnotices@gmail.com

RESUBMISSION OF SAME
ORDER FILED 8.24.20?
THIS ORDER FILED
6.11.21

5 Attorney for Plaintiff,
INVESTMENT RETRIEVERS, INC.

6 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
7 **200 N. SAN FRANCISCO ST FLAGSTAFF AZ 86001**
8 **IN AND FOR THE COUNTY OF COCONINO**

8 **INVESTMENT RETRIEVERS, INC.,**
9 **Plaintiff,**
10 **vs.**
11 **NICHOLAS CURLEY aka NICK CURLEY**
12 **aka NICHOLAS CORIZ AND JANE/JOHN**
13 **DOE CURLEY, INDIVIDUAL & AS**
HUSBAND & WIFE; and DOES I through X,
inclusive,

Case No.: S0300CV202000288

JUDGMENT ORDER

14
15 This matter coming upon motion of Plaintiff, INVESTMENT RETRIEVERS, INC. for
16 Default Judgment against Defendant, NICHOLAS CURLEY aka NICK CURLEY aka
17 NICHOLAS CORIZ, and for good cause shown, it is hereby **ORDERED** that Plaintiff is awarded
18 Judgment as follows:

- 19 A. \$10,791.06 for the unpaid principal balance;
- 20 B. \$776.00 for court costs;
- 21 C. Attorneys Fees of \$750.00;
- 22 D. Post Judgment interest on the principal balance to accrue at 21.46% per
cent per annum and post judgment interest on cost and fees to accrue at
4.25 per cent per annum;
- 23 E. There is no just reason to delay enforcement or appeal from this Order in
accordance with A.R.C.P. 54 (c).

24 Dated this _____ day of June, 2021

JUDICIAL OFFICER

1 Gurstel Law Firm PC
2 9320 East Raintree Drive
3 Scottsdale, AZ 85260
4 BY: Danny M. Ford (#034400)
5 Amy L. Blowers (#035010)
6 Attorneys for Plaintiff
7 Telephone: (877) 344-4002
8 Facsimile: (877) 750-6335
9 Email: info@gurstel.com
10 File number: COM37413

1.25.21 - 5.14.21

8 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
9 IN AND FOR THE COUNTY OF COCONINO

Case No. S0300Cy202000532

10 Pawnee Leasing Corporation, a Colorado Corporation,
11 Plaintiff,

EX PARTE MOTION FOR
ADDITIONAL TIME TO SERVE

11 vs.

12 Highlands Anesthesia PC, an Oregon dissolved
13 corporation, Jessica Slaughter, an individual and J Doe
14 spouse, Jerry Slaughter, an individual and J Doe spouse,
15 Defendants

(Telephonic Hearing Requested if
any Hearing is necessary)

16 COMES NOW the Plaintiff by and through undersigned counsel and moves this Court for an
17 Order extending the time to secure service of process of the Summons and Complaint in the above-
18 entitled action upon the Defendants for an additional 90 day time period to allow Plaintiff to undertake
19 further service attempts. Therefore, Plaintiff requests additional time to effectuate service of
20 process. The basis of the Motion is set forth in the recorded attempts of service on the attached affidavit
21 of service. Upon information and belief, no party will be prejudiced by the extension of time to
22 effectuate service.
23

24 Dated this 25th day of January, 2021.

26 GURSTEL LAW FIRM, P.C.

27 /s/Danny Ford

Danny M. Ford (#034400) x

Amy L. Blowers (#035010)

28 Attorneys for Plaintiff

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF COCONINO**

**Pawnee Leasing Corporation, a Colorado
Corporation,
Plaintiff,**

vs.

**Highlands Anesthesia PC, an Oregon dissolved
corporation, Jessica Slaughter, an individual and J
Doe spouse, Jerry Slaughter, an individual and J
Doe spouse,
Defendants**

Case No. S0300Cv202000532

**ORDER FOR
ADDITIONAL TIME TO
SERVE**

**THIS MATTER HAVING COME BEFORE the Court on Plaintiff's Motion to
Extend Time to Secure Service of Process upon the Defendant(s), and the Court having
considered the Motion, finds that Plaintiff has established good cause for the failure to
secure service of process.**

**Based on the foregoing finding, therefore, IT IS HEREBY ORDERED that the time
period prescribed by Rule 4(i) for securing service of process in this action shall be
extended for an additional period of 90 days from the date of this order.**

DATED this 14th day of May, 2021.

Hon. Cathleen Brown Nichols, Judge

**The Gurstel Law Firm P.C.
Amy L. Blowers (#035010) Danny M. Ford (#034400)
Attorneys for Plaintiff
Email: info@gurstel.com**

1 Gurstel Law Firm PC
2 9320 East Raintree Drive
3 Scottsdale, AZ 85260
4 BY: Brad J. Clark (#032267)
5 Shannon N. Crane (#032821)
6 Whitney M. Jacobson (#030316)
7 Michael S. Hartsock (#034511)
8 Attorneys for Plaintiff
9 Telephone: (877) 344-4002
10 Facsimile: (877) 750-6335
11 Email: info@gurstel.com
12 File number: 1276502

7.8.20-8.5.20 -1.31.21
(APD) DS
w/o
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IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF COCONINO

11 Ally Financial Inc.
12 Plaintiff,

13 vs.

14 Maria Hernandez Lopez and J Doe spouse; Marco
15 A Vargas and J Doe spouse
16 Defendants

Case No. S0300CV202000072

APPLICATION FOR
-and-
AFFIDAVIT ON
ENTRY OF DEFAULT

16 Plaintiff, by and through undersigned counsel, hereby states:

17 1. I am the attorney for the Plaintiff in this action and make this Affidavit to show the fact and
18 manner of compliance with the provisions of Rule 55, Ariz.R.Civ.P.

19 2. The following party in this action, against whom a judgment for affirmative relief is sought,
20 has failed to plead or otherwise defend within the time periods prescribed by the provisions of Rule 12,
21 Ariz.R.Civ.P: Defendant(s): Maria Hernandez Lopez and J Doe spouse; Marco A Vargas and J Doe
22 spouse
23

24 3. Affiant further states that Defendants Maria Hernandez Lopez and Marco A Vargas, above
25 named, are not now, as affiant verily believes, in the military service of the United States pursuant to the
26 Military Status Reports, attached hereto, issued by the Department of Defense Manpower Data Center.
27

28 4. By completing the Certificate of Mailing at the bottom of this form, our firm is in compliance

1 Gurstel Law Firm PC
2 9320 East Raintree Drive
3 Scottsdale, AZ 85260
4 BY: Brad J. Clark (#032267)
5 Shannon N. Crane (#032821)
6 Whitney M. Jacobson (#030316)
7 Michael S. Hartsock (#034511)

8 Attorneys for Plaintiff
9 Telephone: (877) 344-4002
10 Facsimile: (877) 750-6335
11 Email: info@gurstel.com
12 File number: 1276502

13 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
14 IN AND FOR THE COUNTY OF COCONINO

15 Ally Financial Inc.
16 Plaintiff,

17 vs.

18 Maria Hernandez Lopez and J Doe spouse;
19 Marco A Vargas and J Doe spouse
20 Defendants

Case No.S0300CV202000072

REQUEST FOR ENTRY OF DEFAULT
JUDGMENT WITHOUT HEARING

21 COMES NOW the Plaintiff, by and through the undersigned counsel, and pursuant to
22 Arizona Rules of Civil Procedure 55(b)(1) and sets forth upon all the files, records and
23 proceedings herein, the following:

- 24 a. Pursuant to the Arizona Rules of Civil Procedure and Ariz. R. Civ. P. 55(b)(1),
25 specifically, no party against whom relief sought has "appeared" in this action, nor
26 is any Defendant an infant or incompetent person;
- 27 b. Plaintiff's claim is for a specific sum or a sum which can by computation be made
28 specific, and the relief sought is for money only and grants no other form of relief;

December 26, 2021

Commission on Judicial Conduct
1501 W. Washington Street, Suite 229
Phoenix, Arizona 85007
Sent Via E-Mail

Re: Notice of Complaint and Opportunity to Respond (Case No. 21-363)

Members of the Commission:

Thank you for this opportunity to address the Commission regarding the subject complaint. The Commission received information about untimely rulings. I have been asked to address this matter, as well as the fact that some of the subject orders were efiled by my Judicial Assistant well after the date stated on the subject orders. I have also been requested to address a concern that I may have been inaccurately certifying my monthly salary certifications, that I have no outstanding matters older than 60 days.

Esigning Process

Due to the amount of time that has passed since these orders and judgments were processed, I do not have a specific recollection of esigning them. I esign many orders and judgments (“documents”) almost every day, and I change the dates on the documents to reflect the date I esign them. In this regard, my Judicial Assistant (“JA”), Christal Stump, puts the proposed documents into my ready to review folder on ebench, and she has always listed the date on the proposed documents as the date they were submitted to the Court. Because I am esigning documents after they were submitted to the Court, I constantly change the date on the documents to reflect the date I esign them.

I have efiled some documents that I have esigned. However, I do not efile documents on a regular basis. For the most part, after I esign documents, I put them into my JA Ms. Stump’s folder on ebench for her to efile.

I called Christine Sanchez with the Arizona Office of the Courts (“AOC”), who is the contact person at AOC regarding e-filing and e-bench. I asked Ms. Sanchez if she could review the subject documents, and tell me when I esigned them and who efiled them. In this regard, when you look at the subject documents, there is no date and time stamp with my e-signature. Ms. Sanchez, was asked, in approximately August of 2021, to fix this issue, so that when I esign documents it will show the date and time I esigned them. Unfortunately, this issue was not taken care of until several days ago, after I contacted Ms. Sanchez and asked her to please modify my e-signature so it will indicate the date and time I esign documents.

Ms. Sanchez advised me that all of the subject documents, that I have been asked to address because they were efiled well after the dates on the documents, were all efiled by my JA Ms. Stump. I did not efile any of the subject documents. Unfortunately, Ms. Sanchez informed that there is no way to determine when I esigned the subject documents. My best recollection, since it is what I regularly do, is that I believe I dated the documents the date I esigned them. Because I have to constantly change the date on the documents before I esign them, I have often copied and pasted the date into the documents, when I am signing many documents on a given day, so I do not have to keep typing the date in over and over again.

If I dated any of the subject documents incorrectly, or if I forgot to change the date that my JA had listed in the subject order, I sincerely apologize for that error. It was a mistake that I assure the Commission will never happen again. Again, at my request, my e-signature now shows the date and time I esign any documents.

Between January and March of 2021, my JA Ms. Stump was sick with a serious respiratory infection, and she was out of the office a lot, and working from home to the best of her ability. Also, she was out of the office on vacation between July 1, 2021 and July 7, 2021. Ms. Stump works Mondays and Wednesdays through Fridays. I have a second JA, Patty Normington, who works on Tuesdays. Our calendar shows that Ms. Normington was working on July 6, 2021.

If I esigned the subject documents on the dates listed on the documents, and they were efiled later, it could have possibly been due to Ms. Stump having been out sick at times between January and March of 2021, or when she was out of the office on vacation between July 1, 2021 and July 7, 2021.

Ruling on Matters Within 60 Days of Submission to Me

Regarding the issue and concern as to why I did not rule on the subject matters within 60 days, my recollection is that I did rule within 60 days of the matters being actually submitted to me, with the possible exception of the CV2018-00364 – Discover Bank v. Jerimey Chaney and J. Doe case, which I address below. In this regard, to ensure that I do not miss ruling timely on matters, I asked my JA Ms. Stump, approximately a year ago, to put all proposed documents that are efiled, that she receives from the Clerk's Office, that I need to review and esign, directly into my ready to review folder on ebench. As such, I know when they have been submitted to me for decision.

With respect to CV2018-00364 – Discover Bank v. Jerimey Chaney, based on an email I located from my JA, she put the proposed Judgment into my ebench folder on November 4, 2020; however, when I checked on this matter after receiving the Commission's letter, she informed me that she believes she put the proposed Judgment into my ebench folder on November 23, 2020, and, as you know, the docket shows that the default judgment was esigned and dated January 31, 2021, and efiled on February 12, 2021. As such, I did not rule on this matter within 60 days of it being submitted to me for decision in ebench. This was a mistake on my part. I should have ruled on it within 60 days of the matter being submitted to me for decision. Also, as I explained above, I do not recall why the default judgment that I esigned was dated January 31, 2021, but not efiled until February 12, 2021. I made a mistake in dating the judgment, or not changing the date in the judgment, when I esigned it, if I did not in fact esign it on January 31, 2021.

Regarding, CV2021-00026 – Mohamed Karie v. Hon. Joshua Steinlage: A Motion to Supplement the Record was filed on April 19, 2021. I esigned an order granting said motion that was dated June 30, 2021, and efiled on July 8, 2021. As I have discussed above, I do not know why said order was dated June 30, 2021, and not efiled until July 8, 2021. I either forgot to change the date on the order when I esigned it, or, due to Ms. Stump being on vacation from July 1, 2021 to July 7, 2021, there was a delay in efilings the order. What I do recall about this matter, is that it was assigned to another Judge for 96 days before it was reassigned to me. I first became aware of this matter on or about April 22, 2021, when my JA gave me a copy of the Petition for Special Action with a note about the subject motion and that it had been transferred to me from

Division 2. I mistakenly thought the note meant that the motion had been ruled on before the matter was transferred to me. I did not realize my mistake until I reviewed the matter and ruled on the subject motion.

Salary Certifications

I asked Ms. Sanchez and Ms. Valerie Wyant, our Clerk of the Court, if there is a way to determine when a document was put into my ebench folder in the past, after it has been esigned and efiled, and they both told me that there is no way to obtain this information. At the time I signed my salary certifications, I thought I had ruled on the subject matters within 60 days of the matters actually being submitted to me for decision in my ebench folder. This is also why I believed I did not sign my salary certifications in error during the time period regarding the subject orders. In this regard, I relied on this specific language in the salary certifications that I sign each month which states: “*No cause has been **submitted to me** for decision which **remains pending and undetermined** for sixty days or more since the date of submission for decision.*”

After reviewing the CV2018-00364 (Discover Bank v. Jerimey Chaney) and CV2021-00026 (Mohamed Karie v. Hon. Joshua Steinlage) matters, addressed above, I now realize that I ruled on these matters more than 60 days after they were submitted to me for decision. As such, I made a mistake when I signed my salary certifications in January and June of 2021, if I esigned the subject orders after the effective date of said salary certifications.

Matters Not Ruled On

Regarding the matters that I have been asked to address that were not ruled on as of the date of the Commission’s letter, I never received the proposed orders in my ebench folder, with the exception of the proposed order of stipulated dismissal in CV2019-00348 – Oak Creek Holding LLC v. Verizon Wireless LLC, which I address below, which is why I never ruled on them. I checked my ebench folder the day I received the Commission’s letter, and none of these matters were in my ebench folder, except for the proposed stipulated order of dismissal in CV2019-00348 – Oak Creek Holding LLC v. Verizon Wireless LLC, which Ms. Stump informed me she

put into my ebench folder on October 9, 2021. I esigned and efiled this order on November 29, 2021.

I asked Ms. Stump to review the docket regarding the other four (4) cases, and to get the orders in my ebench folder as soon as possible, and I ruled on all of these matters as quickly as possible after receiving the Commission's letter, as follows:

- CV2020-00516 – Hughes Federal Credit Union v. Raymond Tso: Default Judgment esigned on November 19, 2021, and efiled on November 20, 2021.
- CV2020-00508 – Discover Bank v. Jason Preston & John/Jane Doe: Per the docket, no proposed Judgment was ever filed with the Court, and, at my request, my JA contacted counsel and requested said proposed Judgment, which was efiled on November 23, 2021, and this Judgment was esigned and efiled on November 24, 2021.
- CV2020-00164 – CPX Lands, LLC v. Janice Brickman: Stipulated Order of dismissal was esigned and efiled on November 20, 2021.
- CV2020-00288 – Investment Retrievers, Inc. v. Nicholas Curley: Default Judgment was esigned and efiled on November 20, 2021.

Efiling Issues

Since our Court went to efilng through the present time, a large number of proposed orders and judgments that have been efiled with the Court, were never put into my ready to review folder in ebench, and, as such, I never knew about the matters until my JA told me about them, because she got a call from counsel or a pro per party, or counsel mentioned it at a hearing, or more recently, since approximately this past July, when our case flow manager began sending the Divisions reports listing matters that needed to be addressed. Probation officers have also followed up with our Division to check on the status of proposed orders that I had not been made aware of until they contacted our Division.

Regarding the probation matters, Ms. Stump informed me that she either never received a copy of the subject order, or, she did, but it was not formatted correctly, and she contacted the probation officers and asked for corrected orders that she had not received.

From January through approximately June or July of this year, 2021, my JAs, Ms. Stump and Ms. Normington, would tell me on a regular basis that counsel or a pro per party called to check on the status of a matter, and they would check my ready to review folder on ebench and the

subject order was not in my folder to review. They would then tell me about it, and put it into my ebench folder, and I would review it and esign it as soon as I could, typically that same day or the next day.

Except for the CV2018-00364 (Discover Bank v. Jerimey Chaney) and CV2021-00026 (Mohamed Karie v. Hon. Joshua Steinlage) matters, as addressed above, and not including those matters that were not ruled on until after I received the Commission's letter (of those five matters, as I addressed above, I was never made aware of four of these matters, and the other matter I had received a proposed order of dismissal the month before I received the Commission's letter), I believe that all the remaining matters that I have been asked to address, are very likely matters that I did not know about when they were efiled, and I was made aware of them for the first time by my JA after she received a call or email checking on the status of the subject matter.

I have discussed this issue of not getting timely notice of efilings, with Ms. Stump, Ms. Normington, our Clerk of the Court, Ms. Wyant, and Carrie Faultner, the Presiding Judge's JA, several times over this last year, because it has been so concerning to me. Also, I have spoken to two other Judges on our bench, who also handle criminal and civil matters, and they have also experienced the same issue, not knowing about a proposed order that was efiled and not given to the Judge.

These efilings issues, over the last year especially, have been very stressful, because I take my position as a Judge very seriously, and I know the importance and requirement of ruling on matters timely. Every time we get a call about a matter that I have not ruled on, and I did not know about, I try and take care of it immediately, and I have asked my JA to let counsel and the pro per parties know that I was never given the proposed order and that I will review it as soon as possible, which I have done each and every time.

Ms. Stump, has been my JA since I became a Superior Court Judge in January of 2013, and she has repeatedly assured me many times over the last year, that she is putting all the proposed orders and judgments that she receives via email from the Clerk's Office into my ebench folder. On many occasions she has advised me that she never received the subject document, or, there have been times, that she believes she did put it into my folder because her computer shows that she received the subject document. However, as I have told her, I do not delete items from my

ebench folder, except for orders that I either confirm I already esigned and were efiled, when I check the docket, or it is a duplicate order.

Because of our concerns with the above-mentioned efilng issues this last year, Ms. Stump has been reviewing the efilng reports received from the Clerk's Office each month, the monthly reports from our case flow manager regarding open cases, and the case flow manager's more recent reports, since approximately July of this year, identifying any matters that need immediate attention. Over the last several months, we are rarely receiving calls about a matter that we had no prior notice of from the Clerk's Office.

After receiving the Complaint in this matter, and the primary reason I asked for an extension to respond, was to review my assigned cases over the last six months, to determine if I made any rulings more than 60 days after the matters were submitted to me for decision. In doing so, I did identify four civil matters that I took under advisement, after hearings were held, and a lower court appeal, that were not ruled on within 60 days of the matters being submitted to me for decision, because they were not calendared correctly by me. These matters have all been ruled on, and I will be submitting an amended/corrected salary certification for September and October, 2021.

I also currently have three lower court appeals pending beyond 60 days, wherein I had to request copies of the recordings of the trials because I could not open the files on the disks provided by the lower courts. I have now received two (2) of the requested copies of the recordings, and our Court IT staff person completed a software update on my computer approximately a week ago, which will allow me to listen to the recordings. As such, I will be ruling on these matters in the next few days. I will file an amended/corrected salary certification regarding these matters.

I am not making any excuses for the issues addressed above. I sincerely regret that any matter assigned to me was not ruled on within 60 days of the matters being submitted to me for decision. As I have discussed above, I do believe that most of the matters in the Complaint were ruled on within 60 days of the matters actually being submitted to me for decision. I and Ms. Stump have worked very hard to address the above-mentioned efilng issues, so that in the future I always rule on all matters within 60 days of the date they are filed with the Court.

I take my responsibilities and duties as a Judge very seriously, and to prevent any future issues with timely rulings, I am going to work extremely hard at ruling on all matters no later

than 30 days after they are submitted for decision. I also plan to rule on routine matters, such as stipulated dismissals and default judgments, within one week of the matters being submitted to me. Also, over the last year, I have not been receiving the limited jurisdiction court appeals timely from the Clerk's Office. I will be reviewing the monthly reports from our case flow manager to ensure that the appeals clerk is sending the lower court appeals to me timely.

Ms. Stump and I will also jointly calendar my under advisements and limited jurisdiction court appeals to ensure that all of my rulings are made timely.

Mitigation

I know the importance of ruling on matters timely. I have been a Judge for 17 years at the end of this month. My first eight years on the bench, I served as a full-time Judge Pro Tem in the Flagstaff Justice Court, and I also had a Superior Court Pro Tem appointment during this time period. I have also served as a Superior Court Judge for nine years at the end of this month. Prior to our Court going to efilings, I never had an issue ruling on matters timely, because the Clerk's Office would send all paper files with the subject pleadings attached, directly to the Division. Since we have gone to efilings in the last few years, I have relied on my JA and the Clerk's Office to put all the proposed documents that need my review and e-signature into my ebench folder.

As I have detailed above, I, along with other Judges on our bench, are not receiving all of the proposed documents timely. I have been greatly concerned about why we are not getting timely notification of all ebench filings. In this regard, over the last year, Ms. Stump has advised me that she has been printing up the monthly reports regarding efilings, and approximately six months ago, I asked her to review the monthly reports generated by our case flow manager, to ensure that we know about all the matters assigned to our Division.

This is absolutely no excuse, but I think the main reason that I have not ruled timely on every matter submitted to me, over the last year (unless I requested an extension from the Chief Justice), for the first time in my lengthy judicial career, is because between October 13, 2020, and October 8, 2021, I have presided over seven criminal jury trials, some of which have been very serious and lengthy. During this same time frame, all of the other Judges on our bench have each only been in a jury trial once. Also, due to the COVID-19 pandemic, the logistics of trying to keep court staff, attorneys, defendants, victims, witnesses and jurors safe during these trials

has also weighed on me, and has required far more of my time than presiding over trials prior to the pandemic.

I have also been consistently told by our Presiding Judges that I have always had the largest or one of the largest caseloads of any Judge on our bench. In this regard, I handle a fourth of the criminal cases (although an additional Judge has also been assigned some criminal cases and trials this last year), a fourth of the civil cases, limited jurisdiction court appeals and administrative appeals, veterans court (a therapeutic treatment court), election law cases, duty court every six weeks, and family law and Title 36 mental health cases when the assigned judges have a conflict. Between January 1, 2021, and March 31, 2021, I was assigned all the Title 36 mental health cases.

Our Court also started accepting criminal case efilings on or about November 1, 2020, which combined with my civil caseload, dramatically increased the amount of matters I was reviewing on the bench. Also, between January 1, 2021, and March 24, 2021, we were without a Judge in Division 3 due to Judge Moran's retirement at the end of December, 2020. During this time period, I, along with one other Judge, reviewed and signed orders regarding pending civil and criminal matters assigned to Division 3.

During this last year, I have also mentored our two newest Judges. Answering their questions regarding trial issues, and issues relating to civil, criminal and Title 36 mental health cases. In this regard, I typically discuss and answer civil law questions from one of the Judges almost every day of the work week.

I have consistently worked very hard at my job, and during the last nine years, I have never taken more than 10 days total of vacation during the year, and it has been far less than that the last two years.

In the almost nine years that I have been a Superior Court Judge serving in Division 5, up until this last year, I never had an issue with ruling timely on matters submitted to me, and I did not make any mistakes signing my salary certifications. I believe that presiding over seven criminal jury trials, during the COVID-19 pandemic, on top of an already large caseload, dealing with the backlog of criminal trials created by the pandemic, the issues we have had with matters not submitted to me timely in efilings as detailed above, the large increase in efilings with both civil and criminal cases, resulted in my JA, Ms. Stump, and I, not properly calendaring some of my under advisement rulings, some of my limited jurisdiction court appeals, and Ms. Stump not

able to spend enough time reviewing the efilings reports from the Clerk's Office and the monthly reports from our case flow manager, to determine if there were matters assigned to our Division, but never submitted to me for decision in ebench.

In the past, when we would typically be in trial a few times in a year, my JA and I both had much more time to spend reviewing the monthly case flow reports to review the list of pending cases, and make sure I had taken any needed action on all pending matters. Our calendar was so full of criminal jury trials, some lengthy and very serious, between October of 2020, and October of 2021, it simply and clearly overwhelmed both me and my JA.

We have taken the following steps to ensure that my orders are dated correctly and I timely rule on all pending matters: Ms. Stump and Ms. Normington are consistently reviewing the monthly efilings reports, and the pending cases on the monthly case flow reports, with the docket in each case, to ensure all pending matters have been submitted to me for decision in ebench; my e-signature now shows the date and time I have e-signed the document; starting this week my JA will date all proposed orders with the same date that they are put into my ebench folder; and I am requesting that the Clerk's Office, starting on December 27, 2021, email me a copy of the same email they send to my JA notifying us that a document has been efiled, that way there is no question about whether I have received notice of an efilings matter.

I believe that the above-mentioned steps and process will ensure that I always rule timely on all matters assigned to me. Thank you for taking the time to consider my response to the subject complaint.

Sincerely,

Judge Cathleen Brown Nichols