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General Docket

US Court of Appeals for the Ninth Circuit

Court of Appeals Docket #: 04-16080

Filed: 5/26/04

Nsuit: 3442 Jobs (Fed)

Aztec Inn Properties, et al v. Comm Psychology Ed

Appeal from: District of Arizona (Tucson)

Case type information:

- 1) civil
- 2) private
- 3)

Lower court information:

District: 0970-4 : CV-02-00324-RCC
 presiding judge: Raner C. Collins, District Judge
 court reporter: Bonnie Brunotte, Court Reporter
 Date Filed: 6/28/02
 Date order/judgment: 4/14/04
 Date NOA filed: 5/12/04

Fee status: paid-----
Prior cases:

None

Current cases:

	Lead	Member	Start	End
companion:	04-16080	04-16406	7/19/04	

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EQUAL EMPLOYMENT OPPORTUNITY
 COMMISSION
 Plaintiff

Mary Joleen O'Neill, Esq.
 602/640-5057
 [COR LD gov]
 Sally C. Shanley, Esq.
 FAX 602/640-5009
 602/640-5032
 [COR gov]
 EQUAL EMPLOYMENT OPPORTUNITY
 COMMISSION
 3300 North Central Avenue
 Suite 690
 Phoenix, AZ 85012

v.

JUAN RIVERA
 Plaintiff-intervenor

Rose Ann Daly-Rooney, Esq.
 FAX 520/884-0992
 520/327-9547
 Suite 305
 [COR LD ret]
 ARIZONA CENTER FOR DISABILITY
 LAW
 100 North Stone Ave.
 Tucson, AZ 85701

Jose de Jesus Rico, Esq.
 520/327-9547
 Suite 305
 [COR ret]
 ARIZONA CENTER FOR DISABILITY
 LAW
 100 North Stone Avenue
 Tucson, AZ 85701

MARY ANN KLUCK
 Plaintiff-intervenor

Rose Ann Daly-Rooney, Esq.
 (See above)
 [COR LD ret]

Jose de Jesus Rico, Esq.
 (See above)
 [COR ret]

CHRISTINA GUTIERREZ-WALTERS
 Plaintiff-intervenor

Rose Ann Daly-Rooney, Esq.
 (See above)
 [COR LD ret]

Jose de Jesus Rico, Esq.
 (See above)
 [COR ret]

DAVID LABORIN
 Plaintiff-intervenor

Rose Ann Daly-Rooney, Esq.
 (See above)
 [COR LD ret]

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Jose de Jesus Rico, Esq.
 (See above)
 [COR ret]

STEVE GARCIA
 Plaintiff-intervenor

Rose Ann Daly-Rooney, Esq.
 (See above)
 [COR LD ret]

Jose de Jesus Rico, Esq.
 (See above)
 [COR ret]

AZTEC INN PROPERTIES, LLC
 Defendant-third-party-
 plaintiff - Appellant

David A. Selden, Esq.
 602/279-1600
 Suite 2100
 [COR LD NTC ret]
 Sharon M. Jutila, Esq.
 FAX 602/240-6925
 602/279-1600
 Suite 2100
 [COR ret]
 STINSON MORRISON HECKER LLP
 1850 North Central Avenue
 Phoenix, AZ 85004-4584

HSL PROPERTIES FINANCIAL
 CORPORATION, an Arizona
 corporation
 Defendant-third-party-
 plaintiff - Appellant

David A. Selden, Esq.
 (See above)
 [COR LD NTC ret]
 Sharon M. Jutila, Esq.
 (See above)
 [COR ret]

v.

COMMUNITY PSYCHOLOGY EDUCATION SERVICES, LTD.
 Third-party-defendant - Appellee

John R. Dacey, Esq.
 602/256-0566
 Suite 1800
 [COR LD NTC ret]
 GAMMAGE & BURNHAM
 Two North Central Ave
 Phoenix, AZ 85004

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 EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

Plaintiff

v.

JUAN RIVERA; MARY ANN KLUCK; CHRISTINA GUTIERREZ-WALTERS;
 DAVID LABORIN; STEVE GARCIA

Plaintiff-Intervenors

and

AZTEC INN PROPERTIES, LLC; HSL PROPERTIES FINANCIAL
 CORPORATION, an Arizona corporation

Defendants-third-party-plaintiffs - Appellants

v.

COMMUNITY PSYCHOLOGY EDUCATION SERVICES, LTD.

Third-party-defendant - Appellee

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5/26/04 DOCKETED CAUSE AND ENTERED APPEARANCES OF COUNSEL. CADS SENT (Y/N): n. setting schedule as follows: appellant's designation of RT is due 5/24/04, ; appellee's designation of RT is due 6/1/04; appellant shall order transcript by 6/11/04, ; court reporter shall file transcript in DC by 7/12/04; certificate of record shall be filed by 7/19/04 ; appellant's opening brief is due 8/30/04, ; appellees' brief is due 9/27/04; appellants' reply brief is due 10/12/04 [04-16080] (gar) [04-16080]

5/26/04 filed notice of representation [04-16080] (gar) [04-16080]

5/26/04 Filed attorney for Appellant Civil Appeals Docketing Statement served on 5/12/04 (to CONFATT) [04-16080] [04-16080] (gar) [04-16080]

6/15/04 Filed order CONFATT (vls) ... A settlement assessment conf will be held by telephone on 7/6/04 at 2:00 pm. San Francisco Time... The brfing sch previously set by the court remains in effect. [04-16080] (ji) [04-16080]

7/6/04 Filed Aztec Inn Properties, HSL Properties's notice of

order of transcript. RT ordered none. [04-16080] (ji)
[04-16080]

- 7/15/04 Received notice of deposit of check with the court as security for appeal, from Appellant Aztec Inn Properties, Appellant HSL Properties (casefiles) (ji) [04-16080]
- 7/22/04 Filed order CONFATT (SL) This appeal is selected for inclusion in the Mediation Prg. During the time the appeal remains in Mediation Prg., all procedural matters should be brought to the attention of the Circuit Mediator. An in-person mediation will be held on 8/10/04 @ 10:00 am, at the US District Court, Sandra Day O'Connor Courthouse, Rm. 614, 401 W. Washington St., Phoenix, AZ 85003.... Mediation statements of no more than 10 pgs shall be submitted to the Cir.Mediator [fax no. 415-556-9725] on or before 8/5/04 @ 12:00pm (noon).... [04-16080] (ji) [04-16080]
- 8/4/04 Filed order CONFATT (SL) The in-person mediation previously sch for 8/10/04 is canceled. The court is informed that the parties have reached a tentative settlement of their dispute. Within 30 days of the filing date of this order, aplts shall file either a mtn or a stip to dismiss this matter pursuant to FRAP 42(b), or shall contact the undersigned @ (415) 556-9959. A copy of any mtn or stip to dismiss shall be served on the Cir. Mediation at the Circuit Mediation Office, US COURT OF APPEALS, P.O. Box 193939, SF, CA 94119-3939. [04-16080] (ji) [04-16080]

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- 9/8/04 Filed order CONFATT (SL) The court has been informed that the parties require additional time to finalize their settlement. By 9/22/04, aplts shall file a mtn for stip to dismiss this matter, or shall contact the undersigned at 415-556-9959. [04-16080] (ji) [04-16080]
- 9/21/04 Filed stipulation to dismiss, served on 9/20/04 (confat) [04-16080] (ji) [04-16080]
- 10/4/04 Order filed (SL/confat) The "ntc of withdrawal of appeal," filed 9/21/04, is construed as a mtn to dismiss this appeal voluntarrily. So construed, the mtn is granted. FRAP 42(b). The parties shall bear their own costs and atty's fees on appeal. A certifief copy of this order shall served as the mandate of this court. (Procedurally Terminated Without Judicial Action; F.R.A.P. 42.) [04-16080] (ji) [04-16080]

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Description:	dkt report	Case Number:	04-16080

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