

2023 - 2024 Appellate Review: *the cases that (may) affect you*

Nate Mitchell & Dani Cepernich

Appellate Issues

New(ish) Judges and Justices

Justice Jill Pohlman
August 17, 2022



Judge Amy Oliver
January 17, 2023



Justice Diana Hagan
May 18, 2022



Judge John Luthy
October 28, 2022

Trends in Decisions

Utah Supreme Court:

27 (2023)

Prior Years:

44 / 71 / 69

Utah Court of Appeals:

164 (2023)

Prior Years:

(149 / 146 / 177)

Briefing on Appeal

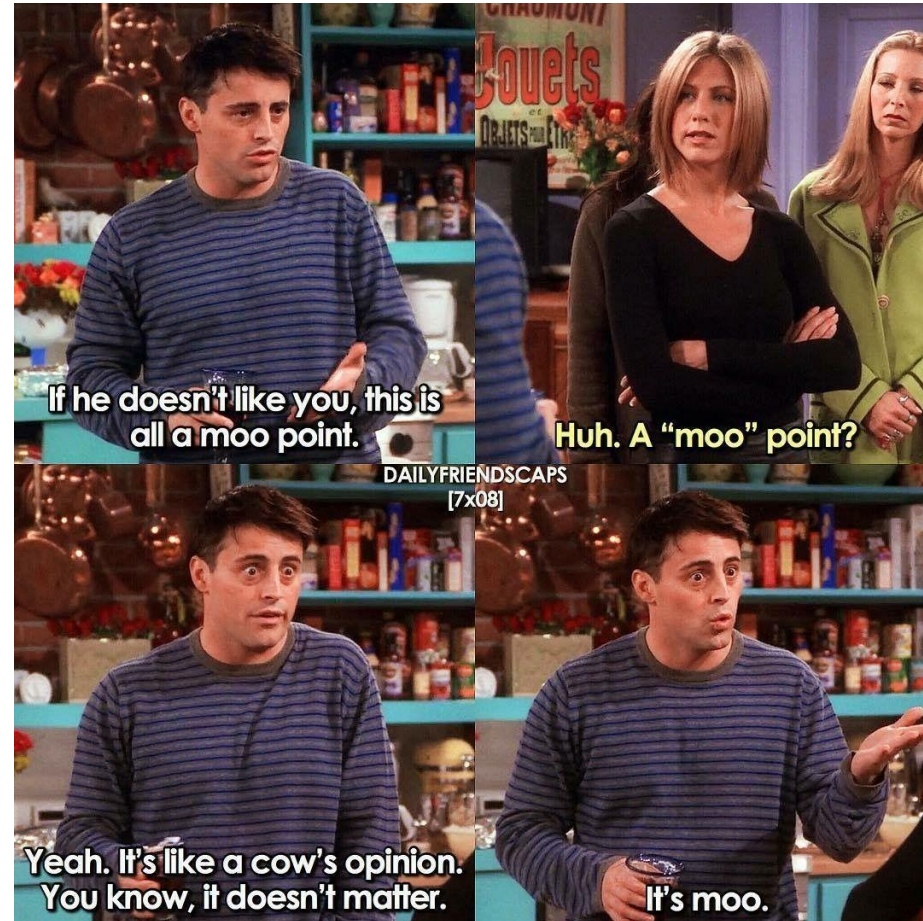


Cottam v. Intermountain Health Care Services
2024 UT App 19 (February 15, 2023)

Mitchell v. Arco Industrial Sales
2023 UT App 70 (July 6, 2023)

Bywater v. Brigham City

2024 UT App 53 (April 11, 2024)



Rule 26 Disclosures

Kendall v. Utah Estate Planners, PLLC
2023 UT App 82 (August 3, 2023)



Brinkerhoff v. Fleming
2023 UT App 92 (August 24, 2023)



Sabour v. Koller

2024 UT App 26 (February 29, 2024)



"And now for our surprise witness..."

De La Cruz v. Ekstrom
2024 UT App 18 (February 15, 2024)



Utah Associated Municipal Power Systems v. 3 Dimensional Contractors, Inc.
2024 UT App 35 (March 21, 2024)



Civil Procedure

Clear Creek v. Peterson Pipeline
2024 UT App 22 (February 23, 2024)



North Fork Meadows Owners Association, Inc. v. Dove
2023 UT App 107 (September 21, 2023)



Geometwatch v. Utah State University

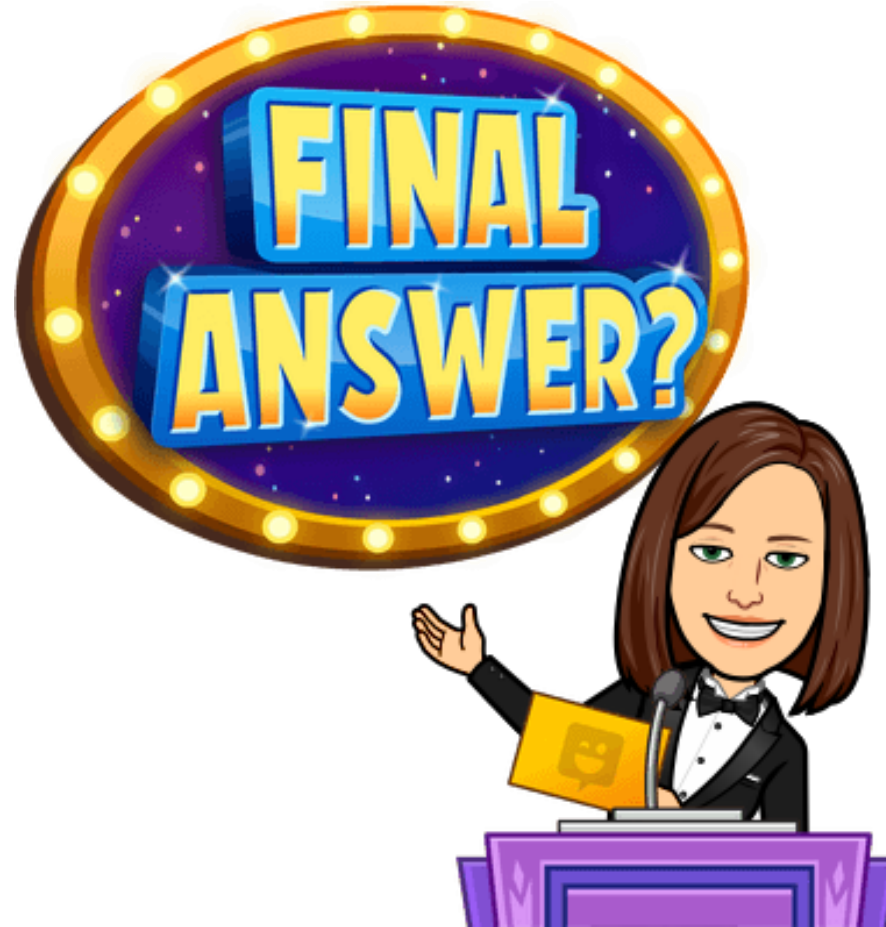
2023 UT App 124 (October 19, 2023)



Goodrich Mud Co., Inc. v. Tops Well Servs., LLC,
2023 UT App 118 (September 28, 2023)



Beauty Lab & Laser, LLC v. Jelosek
2023 UT App 139 (November 16, 2023)



Washington County Water Conservancy District v. Washington Townhomes, LLC
2024 UT App 55 (April 11, 2024)



Dartez v. Peters
97 F.4th 681 (March 26, 2024)



Smith v. Volkswagen SouthTowne, Inc.
2024 UT App 33 (Mar. 14, 2024)



Tort, Insurance & Contracts

Christensen v. Labor Commission
2023 UT App 100 (August 31, 2023)



Labor Commission v. FCS Community

2024 UT App 14 (February 14, 2024)



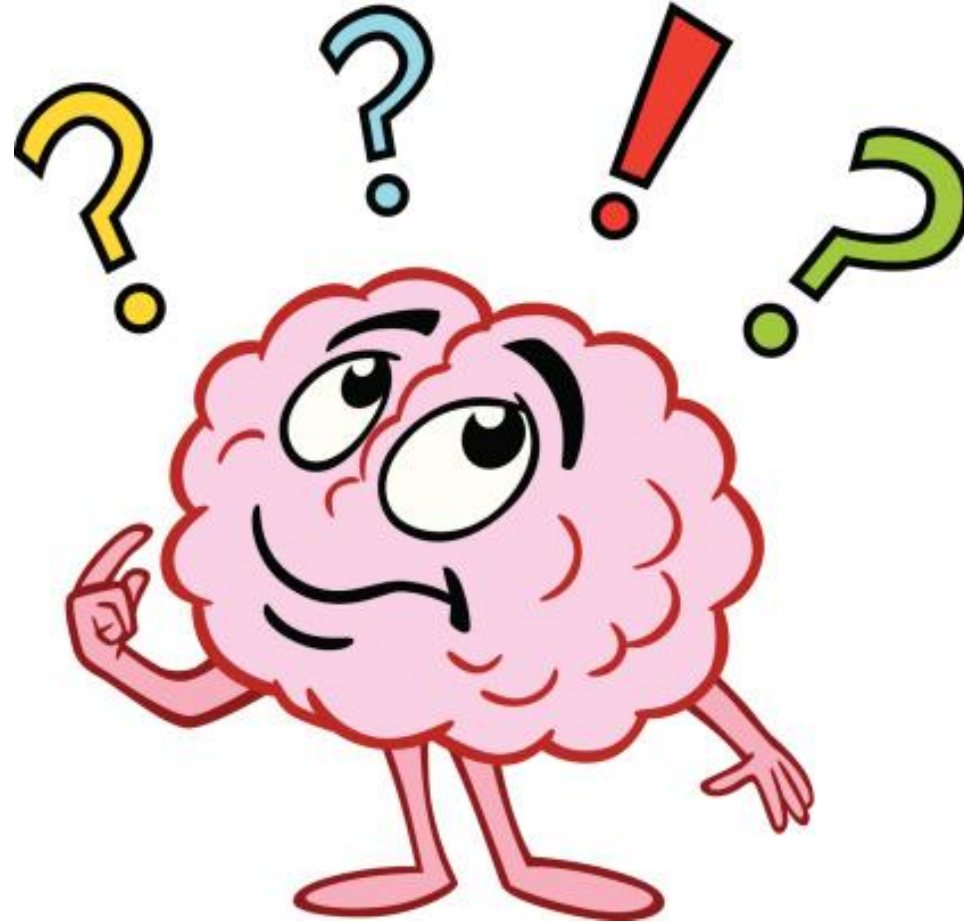
Keisel v. Westbrook

2023 UT App 163 (December 29, 2023)

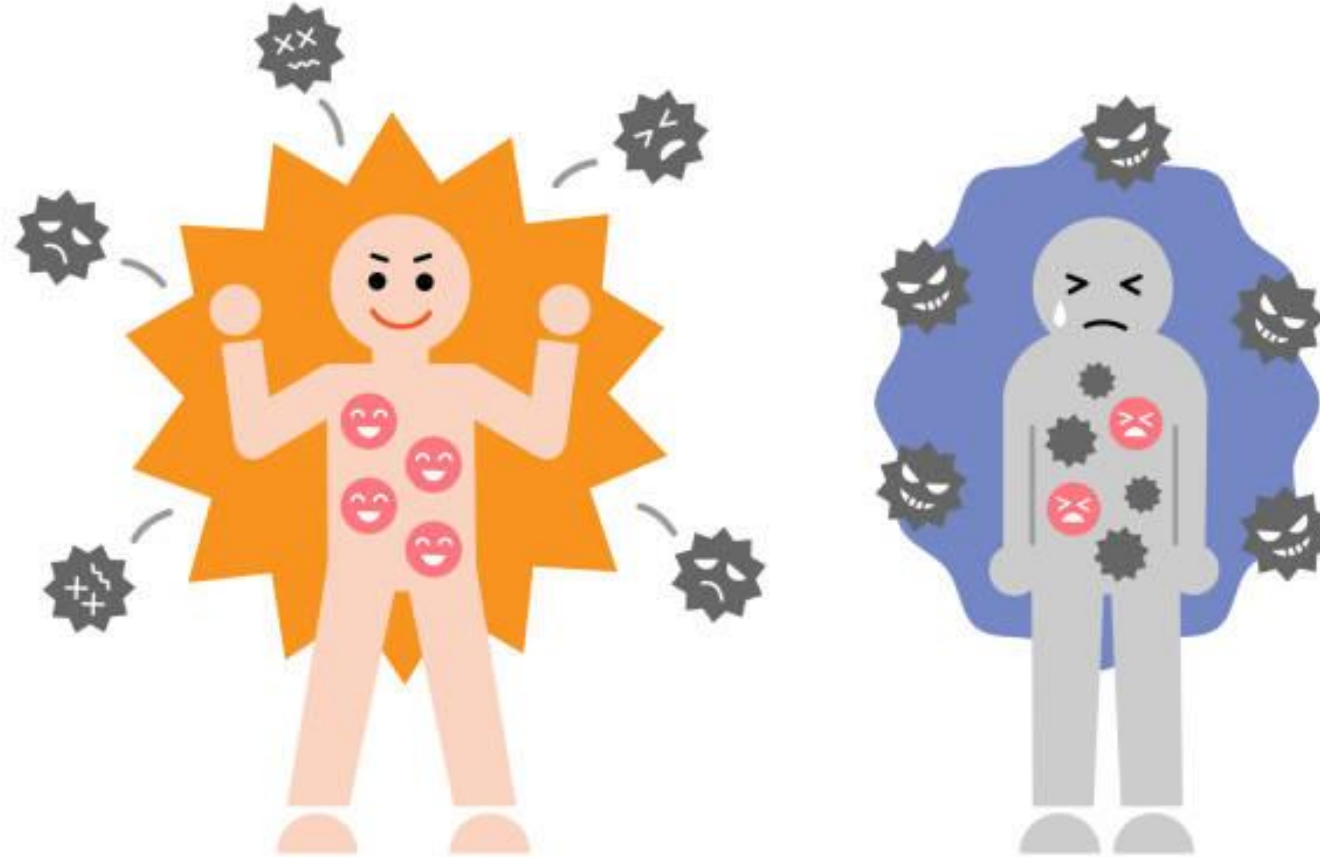


Governmental Immunity & GRAMA

Muir v. Wasatch Front Recycling
2024 UT App 48 (April 4, 2024)



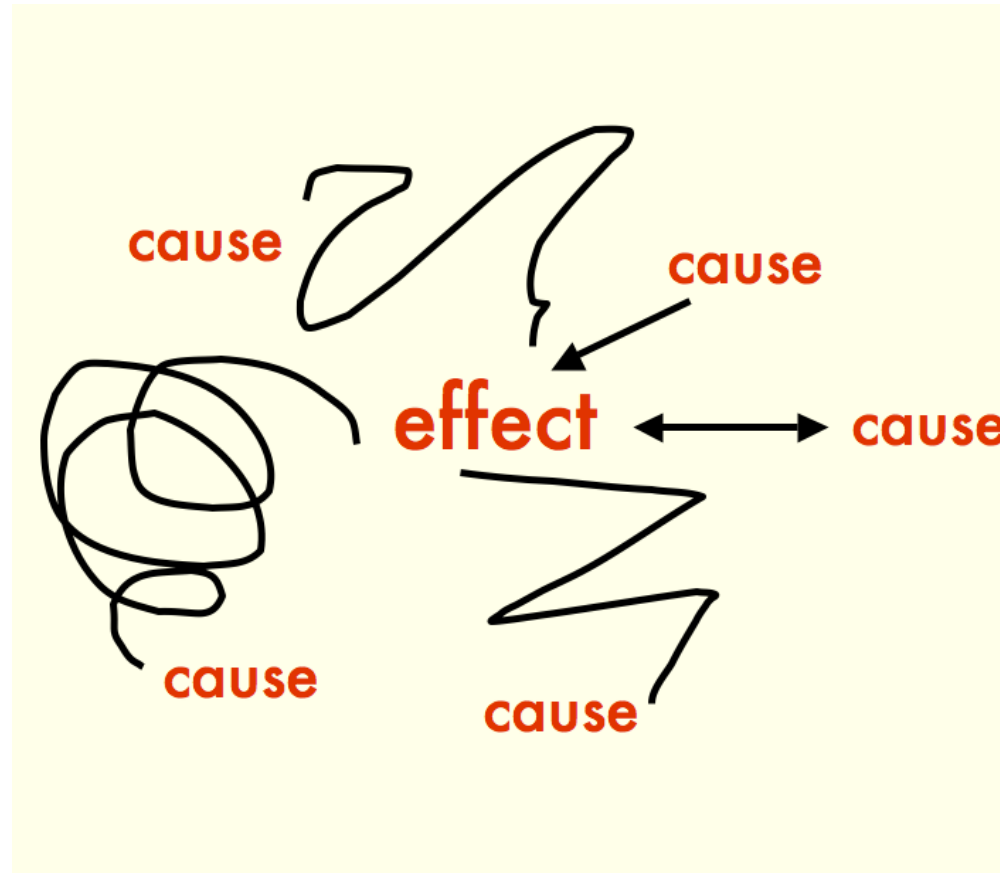
Graves v. Utah County
2023 UT App 73 (July 6, 2023)
petition for rehearing granted



ES v. University of Utah Hospital
2024 UT App 57 (April 18, 2024)



Mariani v. Department of Public Safety, Driver License Div.
2023 UT App 79 (July 20, 2023)



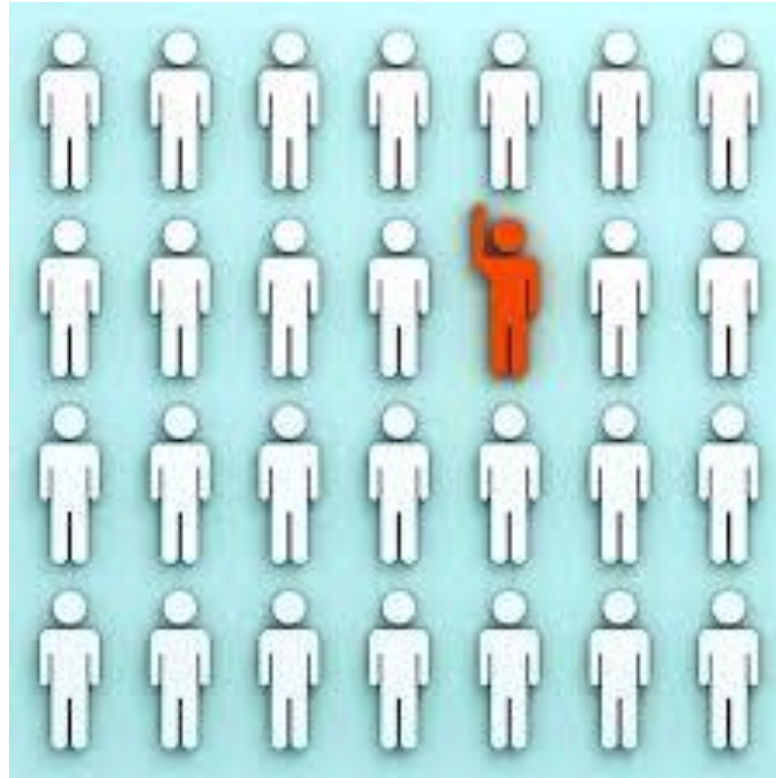
Doutre v. Box Elder County
2024 UT App 58 (April 18, 2024)



McKittrick v. Gibson
2024 UT 1 (January 1, 2024)



Moulding Investments, LLC v. Box Elder County
2024 UT App 23 (February 23, 2024)



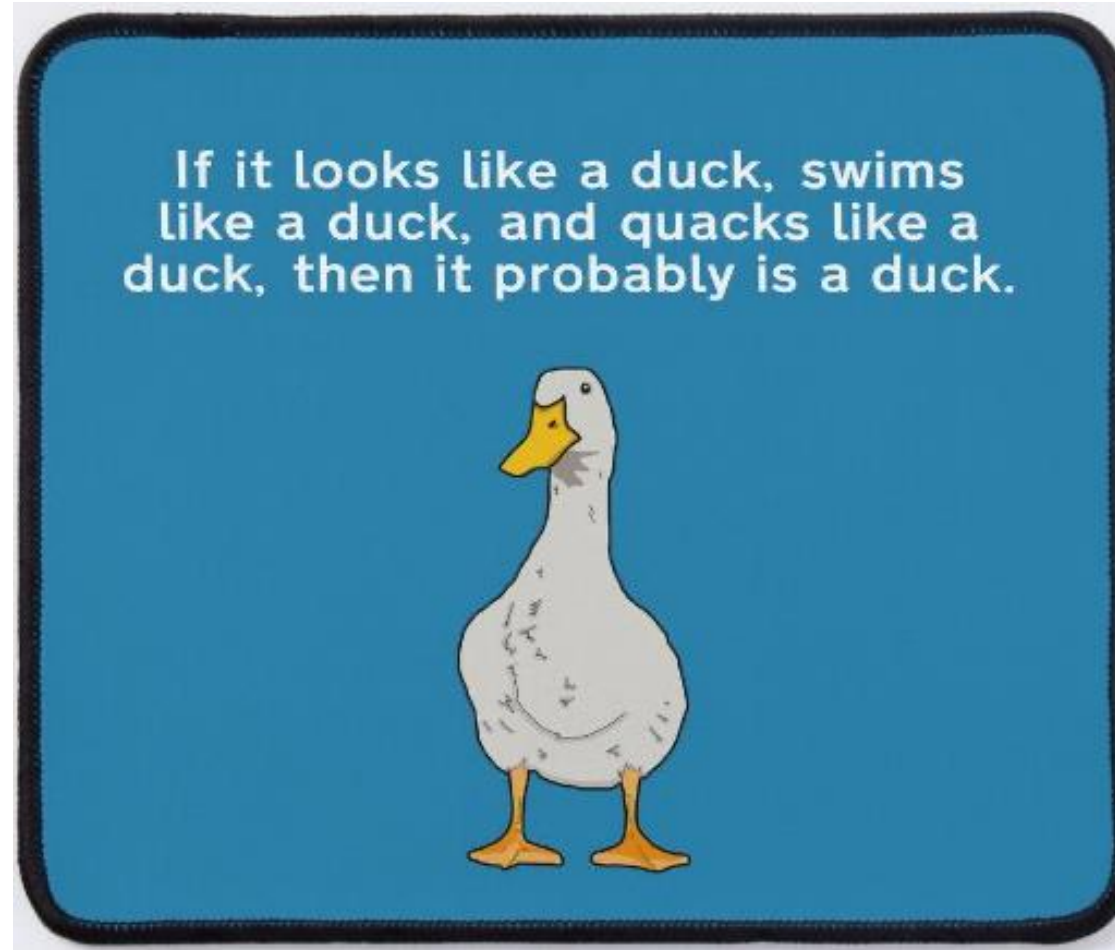
M Squared v. St. George
2024 UT App 50 (April 11, 2024)



Six Blue Bison LLC v. Alpine City
2023 UT App 89 (August 17, 2023)



Larson v. Pleasant Grove City
2023 UT 2 (Feb. 23, 2023)



Questions / Comments?

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