

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2010-052846

01/18/2012

HONORABLE MICHAEL R. MCVEY

CLERK OF THE COURT  
R. Tomlinson  
Deputy

HERITAGE VILLAGE I I I HOMEOWNERS  
ASSOCIATION

BURTON T COHEN

v.

MARY SIM

MARY SIM  
8902 EAST VIA LINDA SUITE 110-199  
SCOTTSDALE AZ 85260

MINUTE ENTRY

The Court has considered Plaintiff's Motion for Summary Judgment filed November 17, 2011, Defendant's Rule 56(f) Affidavit in Response to Plaintiff's Motion for Summary Judgment,<sup>1</sup> and Plaintiff's Reply. The Court has also reviewed Plaintiff's Statement of Facts.

There are no genuine issues of material fact and Plaintiff is entitled to judgment as a matter of law. Therefore,

**IT IS ORDERED** awarding judgment to Plaintiff and against Defendant Mary Sim in the principal amount of \$10,118.90 as and for past due HOA assessments, late charges, and

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<sup>1</sup> No Response or Motion to Extend was filed by Defendant Mary Sim. The "Affidavit in Response" was filed by David Sim. Mr. Sim is not a party. Nor is he licensed to practice law. He has filed this pleading after he was admonished that he could not represent his wife.

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collection costs, through October 24, 2011, plus Plaintiff's reasonably incurred attorneys' fees and its costs, and foreclosure upon said lien.

**IT IS FURTHER ORDERED** that counsel for Plaintiff shall submit a judgment for signature of the Court, as well as its Statement of Costs and Application and Affidavit for attorneys' fees no later than **February 1, 2012**.

ALERT: The Arizona Supreme Court Administrative Order 2011-140 directs the Clerk's Office not to accept paper filings from attorneys in civil cases. Civil cases must still be initiated on paper; however, subsequent documents must be eFiled through AZTurboCourt unless an exception defined in the Administrative Order applies.