

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2012-050858

01/07/2013

HONORABLE MICHAEL D. GORDON

CLERK OF THE COURT  
M. MINKOW  
Deputy

LABADI FAMILY LIMITED PARTNERSHIP, et ROGER T HARGROVE  
al.

v.

BELLASERA COMMUNITY ASSOCIATION JASON E SMITH  
INC

UNDER ADVISEMENT RULING

Having taken under advisement Plaintiffs' Motion for Partial Summary Judgment, the Court finds there are no issues of material fact that would preclude the entry of summary judgment and finds, as a matter of law, there is an easement by necessity.

Accordingly,

IT IS ORDERED GRANTING Plaintiffs' Motion for Partial Summary Judgment on Counts 1 and 2.

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.