

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2012-091015

01/09/2013

HONORABLE EMMET RONAN

CLERK OF THE COURT
T. Soto
Deputy

MARSHA FAGIN

BRIAN C LOCKER

v.

DESERT COVE CONDOMINIUM
ASSOCIATION

MARIA R KUPILLAS

MINUTE ENTRY

The Court has considered all of the pleadings filed by the parties relating to Plaintiff's Motion for Partial Summary Judgment Re: Count One Breach of Contract. Counsel for Plaintiff has requested oral argument. However, the Court is of the opinion that the parties have fully and amply briefed the issue in their pleadings. Therefore, oral argument would not assist the Court. Consequently, pursuant to Rule 7.1(C), Arizona Rules of Civil Procedure, the Court will resolve the Motion without oral argument.

There are clearly numerous genuine issues of material fact on the Breach of Contract Claim. Summary Judgment is not appropriate in this case.

IT IS ORDERED denying Plaintiff's Motion for Partial Summary Judgment.

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.