

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2011-096187

01/23/2013

HON. MARK F. ACETO

CLERK OF THE COURT  
M. Postert  
Deputy

NORTH CANYON RANCH OWNERS  
ASSOCIATION

BRIAN W MORGAN

v.

MARCO A GRIJALVA, et al.

MARCO A GRIJALVA  
NO ADDRESS ON RECORD

VIOLETA GRIJALVA  
NO ADDRESS ON RECORD

MINUTE ENTRY

On December 21, 2012, Plaintiff filed a “Renewed Motion to Continue on the Inactive Calendar”. The Court makes note of the following:

- Plaintiff filed its Complaint on June 27, 2011. This case is now almost 19 months old.
- Defendants long ago filed a Chapter 13 Bankruptcy petition.
- In the context of Bankruptcy Court proceedings, it has been agreed that Plaintiff would be treated as a secured creditor and would be paid its full claim through the Chapter 13 plan.

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- Through a minute entry issued on August 23, 2012, the Court continued this case on the inactive calendar for dismissal on December 24, 2012. At that time, the Court warned that the case would be dismissed if certain action was not taken before that date.
- The above referred to Motion is Plaintiff's third Motion to Continue on the Inactive Calendar.
- Plaintiff attached a recent report of the Bankruptcy Trustee to the pending motion. At the time of that report, Defendants were essentially in compliance with their payment requirements, being only five dollars delinquent.

THE COURT FINDS that good cause for further continuance on the inactive calendar has not been established. Under the circumstances,

IT IS ORDERED denying Plaintiff's "Renewed Motion to Continue on the Inactive Calendar". Further,

IT IS ORDERED dismissing this case off of the inactive calendar.

Dated this 24<sup>th</sup> day of January, 2013.

/ s / HON. MARK F. ACETO

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HONORABLE MARK F. ACETO  
Judge of the Superior Court