

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2017-005484

01/16/2018

HONORABLE DANIEL J. KILEY

CLERK OF THE COURT
C. Mai
Deputy

CARLY VAN DOX

MATTHEW MCCLELLAN

v.

ARIZONA BILTMORE ESTATES VILLAGE
ASSOCIATION, et al.

JONATHAN D EBERTSHAUSER

RICHARD K MAHRLE

MINUTE ENTRY

Courtroom 911(ECB)

10:30 a.m. This is the time set for Oral Argument on Plaintiff's Motion for Partial Summary Judgment filed September 11, 2017, Defendant's Cross Motion for Summary Judgment filed November 9, 2017, and the related filings thereto. Plaintiff is represented by counsel, Matthew McClellan. Defendant Arizona Biltmore Estates Village Association ("ABEVA") is represented by counsel, Jonathan D. Ebertshauser. Defendants The Tobias Family Revocable Living Trust, Donald A. Tobias, and Shirley M. Tobias are represented by counsel, Richard K. Mahrle.

A record of the proceedings is made digitally in lieu of a court reporter.

Argument is presented on the above filings.

Counsel for Plaintiff presents argument to the Court.

Counsel for Defendant ABEVA presents argument to the Court.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2017-005484

01/16/2018

Counsel for the Tobias Family Revocable Living Trust, Donald A. Tobias, and Shirley M. Tobias presents argument to the Court.

Further argument is presented.

For the reasons stated on the record,

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

IT IS ORDERED denying Defendant ABEVA's Cross Motion for Summary Judgment.

11:09 a.m. Matter concludes.