

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2003-021528

03/17/2004

HON. MARGARET H. DOWNIE

CLERK OF THE COURT
L. Rasmussen
Deputy

FILED: 03/19/2004

CHICAGO DEFAULT SERVICES

JEREMY T BERGSTROM

v.

MARICOPA COUNTY TREASURER

KEVIN S COSTELLO

JAMES H HAZLEWOOD

MINUTE ENTRY

The court has received proposed orders from applicant Roseview Homeowners Association ("Applicant"). Applicant is requesting \$1129.75 in principal from the excess proceeds, \$567 in attorneys' fees, and \$181 in costs. The court does not have an affidavit of attorneys' fees and costs in order to review the reasonableness of the pending requests. Moreover, in light of the opinion in *Hanley V. Pearson*, 204 Ariz. 147, 61 P.3d 29 (App. 2003), the court questions whether it has the authority to award the requested fees and costs. If Applicant (or any party) wishes to be heard on these issues, an appropriate memorandum may be filed by April 1. If no such filing is received, the court will likely grant the application only to the extent of the principal amount.