

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2010-017644

03/25/2011

HONORABLE J. KENNETH MANGUM

CLERK OF THE COURT
D. Glab
Deputy

TED ARNOLD FRIEDLAND

HARVEY S BROWN

v.

GINITA A FRIEDLAND, et al.

ROGER A BURRELL

MINUTE ENTRY

The court has reviewed the Plaintiff's Motion for Sanctions and Reply, and the Defendant's Response and Cross Motion to Compel Disclosure and Sanctions.

The Plaintiff, Ted and Ginita Friedland contend that the court should strike Defendant's Answer, deliver a default judgment, and impose sanctions upon the Defendant due to the Defendant's tardy response to uniform interrogatories.

The Defendant, Corte Bella Country Club Association, Inc., aptly points out that the Plaintiff failed to serve a Disclosure Statement in a timely fashion and never made a Motion to Compel regarding interrogatories. The Defendant in turn makes a Cross Motion for Sanctions.

The court finds both motions harsh and unfair to the clients. Given the sophomoric nature of the gamesmanship between counsel, the court will not facilitate further legal inefficiency at either party's expense.

With these considerations in mind,

IT IS HEREBY ORDERED that Plaintiff's Motion for Sanctions is denied.

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IT IS FURTHER ORDERED that Defendant's Motion for Sanctions is denied.

IT IS FURTHER ORDERED that Defendant's Motion to Compel Disclosure is granted.

The court expects the parties in the future to act more promptly in abiding by the discovery and disclosure deadlines and to correspondence from each other.