

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2011-016976

03/14/2013

HONORABLE GEORGE H. FOSTER, JR.

CLERK OF THE COURT  
J. Polanco  
Deputy

MICHAEL MERLIE, et al.

STEVEN W CHEIFETZ

v.

VAL VISTA LAKES COMMUNITY  
ASSOCIATION, THE, et al.

SCOTT CARPENTER

ROBERT A FOLLMER  
1349 E SEA GULL DR  
GILBERT AZ 85234-2611  
LOIS M FOLLMER  
1349 E SEA GULL DR  
GILBERT AZ 85234-2611

**MATTER UNDER ADVISEMENT**

East Court Building – Courtroom 513

3:09 p.m. This is the time set for Oral Argument on the following motions:

1. Plaintiff's Motion for Partial Summary Judgment for Injunctive Relief against Defendants Robert A. Follmer and Lois M. Follmer, filed November 30, 2012.
2. Defendant's Cross Motion for Summary Judgment on all Claims with Prejudice and Motion to Strike Photos and Portion of Video, filed January 11, 2013.
3. Plaintiff's Motion for Partial Summary Judgment on Count One of their First Amended Complaint against Defendant The Val Vista Lakes Community Association, filed November 30, 2012; and

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4. Defendant's Cross Motion for Summary Judgment on all Claims, filed January 4, 2013.

Plaintiffs Michael Merlie and Debra Merlie are present and represented by counsel, Steven W. Cheifetz. Defendants Robert Follmer and Lois Follmer are present on their own behalf. Defendant The Val Vista Lakes Community Association is represented by counsel, Scott B. Carpenter and Mark K. Sahl.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Discussion is held regarding the motions pending before the Court.

Oral argument is presented.

**IT IS ORDERED** taking these matters under advisement.

4:23 p.m. Matter concludes.

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.