

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2013-003666

03/19/2014

HON. ROBERT H. OBERBILLIG

CLERK OF THE COURT
T. Nosker
Deputy

SUNDANCE RESIDENTIAL HOMEOWNERS
ASSOCIATION INC

JAVIER B DELGADO

v.

BENEDICT ARTHUR FELTON, et al.

BENEDICT ARTHUR FELTON
23230 W YAVAPAI ST
BUCKEYE AZ 85326

RULING

The Court has read Plaintiff's *Motion for Summary Judgment* electronically filed on January 15, 2014.

Defendants, who are not represented by counsel, have failed to respond in any manner to Plaintiff's Motion and their time for doing so under Rule 7.1(a), Arizona Rules of Civil Procedure, has expired. Pursuant to Rule 7.1(b), Arizona Rules of Civil Procedure, the Court finds that Defendants' unexplained inaction should be deemed to be a consent to the granting of the Motion. Accordingly, and as Plaintiff's Motion and the record in this case establish that Plaintiff is entitled as a matter of law to the relief it is seeking,

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

IT IS FURTHER ORDERED that Plaintiff's counsel shall submit an appropriate form of Judgment for the Court's review and signature by **April 8, 2014**.

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NOTE: COUNSEL SHALL UPLOAD AND E-FILE ALL PROPOSED ORDERS IN WORD FORMAT ONLY TO ALLOW FOR POSSIBLE MODIFICATIONS BY THE COURT.

Effective April 15, 2014 new civil rules and forms are in effect for managing cases moving to trial. Be sure to review the new Civil Rules 16, 26, 37, 38, 72 through 74 and 77.