

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2023-096287

03/17/2025

HONORABLE ADAM D. DRIGGS

CLERK OF THE COURT  
J. Eaton  
Deputy

DESERT CROWN III HOMEOWNERS  
ASSOCIATION

EMILY ELIZABETH COOPER

v.

DEBABRATA GUPTA, et al.

DEBABRATA GUPTA  
11419 E GAMBLE LN  
SCOTTSDALE AZ 85262

STEPHANIE HEIZER  
GARREN ROBERT LAYMON  
JUDGE DRIGGS

RULING

The Court has considered Defendant's Deny/Reverse 2<sup>nd</sup> Attempt by Plaintiff for a Summary Judgment filed December 12, 2024. The Court had previously granted Plaintiff's Motion for Summary Judgment on December 4, 2024, after Defendant failed to file a response to Plaintiff's motion which was filed September 9, 2024.

On January 8, 2025, the Court issued a Minute Entry indicating that it would treat Defendant's motion as a Motion to Reconsider and ordered Plaintiff to file a response. Plaintiff filed their Response to Motion for Reconsideration on January 27, 2025.

Having considered the Defendant's arguments and Plaintiff's response,

**THE COURT FINDS** that Defendant has not presented any justification for failing to respond to Plaintiff's Motion for Summary Judgment and has not demonstrated that the Court erred

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in granting Plaintiff's Motion for Summary Judgment by showing the existence of a genuine issue of material fact properly before the Court at the time it granted summary judgment.

**IT IS THEREFORE ORDERED** that Defendant's Motion for Reconsideration of Plaintiff's Motion for Summary Judgment filed December 12, 2024 is denied.