

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2017-007484

04/13/2018

HONORABLE DANIEL J. KILEY

CLERK OF THE COURT
C. Mai
Deputy

RUTH LUTHER

THOMAS M RICHARDSON

v.

TRILOGY AT VISTANCIA COMMUNITY
ASSOCIATION

STEWART FOSTER SALWIN

MINUTE ENTRY

The Court has reviewed and considered Plaintiff's Motion for Leave to Amend Her Complaint; the Response to Plaintiff's Motion for Leave to Amend Her Complaint filed by Defendant Trilogy at Vistancia Community Association, and Plaintiff's Reply to Defendant's Response to Plaintiff's Motion for Leave to Amend Her Complaint. No party has requested Oral Argument.

Because leave to amend is to be liberally granted, *see, e.g., MacCollum v. Perkinson*, 185 Ariz. 179, 185, 913 P.2d 1097, 1103 (App. 1996), and because the circumstances alleged in the proposed amended Complaint may be a proper subject of relief, *see Yes on Prop 200 v. Napolitano*, 215 Ariz. 458, 471, 160 P.3d 1216, 1229 (App. 2007) ("While leave to amend may be denied when the proposed amendment is futile, it should be granted if the underlying facts or circumstances relied upon may be a proper subject of relief.") (citation, internal quotations, and internal punctuation omitted),

IT IS ORDERED granting Plaintiff's Motion for Leave to Amend Her Complaint.

IT IS FURTHER ORDERED denying as moot the Stipulated Motion to Extend Time for Plaintiff to Reply to Defendant's Response to Plaintiff's Motion for Leave to Amend Her Complaint.