

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2020-017523

04/18/2022

HONORABLE RANDALL H. WARNER

CLERK OF THE COURT
A. Meza
Deputy

ROWLAND SHORT, et al.

ROWLAND SHORT
4525 N 66TH ST UNIT 117
SCOTTSDALE AZ 85251

v.

CASA DEL MONTE INC

NICOLE PAYNE

PAMELA SHORT
4525 N 66TH ST UNIT 117
SCOTTSDALE AZ 85251
JUDGE WARNER

MINUTE ENTRY

East Court Building – Courtroom # 414

9:30 a.m. This is the time set for Order to Show Cause Return Hearing regarding Plaintiffs' March 22, 2022 Motion for Preliminary Injunction and Temporary Restraining Order; and Memorandum of Points and Authorities. Plaintiffs, Rowland Short and Pamela Short, are present on their own behalf. Defendant, Casa Del Monte, Inc., is represented by counsel, Carlotta L. Turman and Nicole Payne. All appearances are in person.

A record of the proceedings is made digitally in lieu of a court reporter.

The Court has reviewed Plaintiffs' Motion for Preliminary Injunction and Temporary Restraining Order and Defendant's Objection. Discussion is held regarding same.

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THE COURT FINDS based on the avowal of counsel for the association, that the applied-for line of credit is not going to be approved by the lending institution until this litigation is complete. Based on that avowal, the Court finds that neither a temporary restraining order nor a preliminary injunction is needed. For those reasons,

IT IS ORDERED denying Plaintiffs' March 22, 2022 Motion for Preliminary Injunction and Temporary Restraining Order; and Memorandum of Points and Authorities.

However, in the event that circumstance changes, and in order to give Plaintiffs an opportunity to come back to court if necessary, should the association be approved for any other line of credit, the association may not draw against the line of credit until Plaintiffs have had the opportunity to come to court to seek relief.

9:37 a.m. Matter concludes.