

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2025-035859

04/28/2026

HONORABLE JASON EASTERDAY

CLERK OF THE COURT  
K. Tiero/C. Hall  
Deputy

ARDEN PARK HOMEOWNERS  
ASSOCIATION

JOHN HALK

v.

KEVIN KELLY, et al.

KEVIN KELLY  
471 W FLAMINGO DR  
CHANDLER AZ 85286

STACY KELLY  
471 W FLAMINGO DR  
CHANDLER AZ 85286  
FIGURE LENDING L L C  
7955 S PRIEST DR STE 102  
TEMPE AZ 85284  
COMM. EASTERDAY  
JUDGE HERROD

MINUTE ENTRY

The Court notes that Rule 55(a)(2) of the Arizona Rules of Civil Procedure lists many requirements for an effective Application for Entry of Default, among them include required language in bold font no less than 13-point typeface received in Rule 55(a)(2)(F) which went into effect January 1, 2026. Plaintiff's Application for Entry of Default, does not recite the required language in Rule 55(a)(2)(F). Therefore, the Application for Entry of Default is deficient.

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**IT IS ORDERED** that the Application for Entry of Default filed on March 9, 2026, is struck as not compliant with Rule 55(a)(2).

**IT IS FURTHER ORDERED** that any default entered under this non-compliant application is set aside.

**IT IS FURTHER ORDERED** that Plaintiff's Motion to Set Default Hearing filed on April 20, 2026, is denied as moot.

**IT IS FURTHER ORDERED** placing the matter on the Dismissal Calendar for dismissal on or about **June 1, 2026**. This matter will be dismissed without further notice unless prior to that date a proper Judgment is entered or filed, a Stipulation for Dismissal is presented, or a proper Joint Report and proposed Scheduling Order is filed.