

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2018-015165

06/07/2019

HONORABLE DANIELLE J. VIOLA

CLERK OF THE COURT
D. Tapia
Deputy

NICDON 10663 L L C

JONATHAN A DESSAULES

v.

DESERT MOUNTAIN MASTER
ASSOCIATION

CURTIS S EKMARK

JUDGE VIOLA

MINUTE ENTRY

East Court Building – Courtroom 714

9:33 a.m. This is the time set for Oral Argument on the following filings:

- Plaintiff's Request for Rule 56(d) Relief and for Expedited Hearing filed on February 13, 2019.
- Plaintiff's Motion for Summary Judgment filed on April 10, 2019.
- Defendant's Motion to Strike filed on May 6, 2019.
- Defendant's Rule 11 Motion filed on May 9, 2019.
- Defendant's Amended Request for Rule 56(d) Relief filed on May 31, 2019.

Plaintiff Nicdon 10663, LLC is represented by counsel, Jacob A. Kubert and Jonathan A. Dessaulles, who appears telephonically. Defendant Desert Mountain Master Association is represented by counsel, Curtis S. Ekmark and Gregory A. Stein.

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

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The Court notifies the parties that she is aware that this litigation has taken a tone, and to the extent that it has become personal, the Court advises the parties that same tone is not allowed in Court.

Argument is heard and considered on Defendant's Motion for Summary Judgment filed on January 14, 2019.

LET THE RECORD REFLECT the Court does not need to hear argument on the Rule 56(d) Requests.

Discussion is held regarding Defendant's Rule 11 Motion filed on May 9, 2019. With respect to the tenants' records,

IT IS ORDERED taking under advisement the following Motions:

- Plaintiff's Motion for Summary Judgment filed on April 10, 2019.
- Defendant's Motion to Strike filed on May 6, 2019.
- Defendant's Rule 11 Motion filed on May 9, 2019.

IT IS FURTHER ORDERED 2 weeks after the issuance of the Court's ruling, the parties shall submit a Joint Report and Proposed Scheduling Order, or if appropriate, a form of Judgment.

10:48 a.m. Matter concludes.