

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2020-003577

05/29/2020

HONORABLE DANIEL J. KILEY

CLERK OF THE COURT
J. Celian/C. Mai
Deputy

CLUB WEST CONSERVANCY

FRANCIS J SLAVIN

v.

FOOTHILLS CLUB WEST COMMUNITY
ASSOCIATION, et al.

JEFFREY G SOLLOWAY

JUDGE KILEY

ORAL ARGUMENT SET

The Court has reviewed and considered the Motion for Summary Disposition Re: Motion to Dismiss (“Motion for Summary Disposition”) filed by Defendants Foothills Club West Community Association *et al.* The Court has also reviewed and considered the filing entitled “Motion to Withdraw Motion for Summary Disposition Re: Motion to Dismiss” that the Defendants subsequently filed, in which the Defendants state that they “hereby withdraw[]” their Motion for Summary Disposition. Motion to Withdraw Motion for Summary Disposition Re: Motion to Dismiss at p. 2.

The so-called “Motion to Withdraw Motion for Summary Disposition Re: Motion to Dismiss” is, in essence, a Notice of Withdrawal that requires no ruling by the Court. The Court will therefore take no action on the so-called “Motion to Withdraw Motion for Summary Disposition Re: Motion to Dismiss,” nor will the Court take any action on the now-withdrawn Motion for Summary Disposition.

The Court is in receipt of the Defendants’ Motion to Dismiss, the Response to Motion to Dismiss filed by Plaintiff Club West Conservancy, and the Defendants’ Reply in Support of Motion to Dismiss. Oral Argument has been requested. Accordingly,

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IT IS ORDERED setting telephonic Oral Argument on the Motion to Dismiss, the Response thereto, and the Reply in support thereof on **June 22, 2020 at 2:00 p.m. (1 hour allotted)** before this Division.

NOTE: Due to issues with COVID-19, counsel and self-represented parties are directed to participate for said hearing by calling this Division's bridge line promptly at the scheduled time.

Bridge Line:

602-506-9695 or 1-855-506-9695

Access Code:

953806

NOTE: All court proceedings are recorded digitally and not by a court reporter. Pursuant to Local Rule 2.22, if a party desires a court reporter for any proceeding in which a court reporter is not mandated by Arizona Supreme Court Rule 30, the party must submit a written request to the assigned judicial officer at least ten (10) judicial days in advance of the hearing, and must pay the authorized fee to the Clerk of the Court at least two (2) judicial days before the proceeding. The fee is \$140 for a half-day and \$280 for a full day.