

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2014-090103

09/11/2015

HONORABLE DAVID M. TALAMANTE

CLERK OF THE COURT
S. McCoy/M. Kay
Deputy

TAPESTRY ON CENTRAL L L C, et al.

AARON M FINTER

v.

TAPESTRY ON CENTRAL CONDOMINIUM
ASSOCIATION, et al.

KEVIN P NELSON

MICHAEL J ROGERS
DOCKET-CIVIL-SE

MINUTE ENTRY

Courtroom 207 – SEA

2:36 p.m. This is the time set for Oral Argument re: Defendants' Tapestry on Central Condominium Association's Motion to Quash Subpoena Issued on Rossmar & Graham by Tapestry on Central, LLC. Counsel, Aaron M. Finter, is present on behalf of Plaintiff. Counsel, Kevin P. Nelson, is present on behalf of Defendants.

A record of the proceeding is made by audio and/or videotape in lieu of a court reporter.

The Court has reviewed the case file and the pleadings filed by the parties.

Oral Argument is presented.

For the reasons expressed on the record,

THE COURT FINDS that Defendants have standing to raise the issues regarding service on Rossmar & Graham Community Management, LLC.

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IT IS ORDERED granting Defendants' Tapestry on Central Condominium Association's Motion to Quash Subpoena Issued on Rossmar & Graham by Tapestry on Central, LLC.

The Court is inclined that Counsel for Defendants notify Counsel for Plaintiff of a time convenient to meet and confer regarding the documents disclosed to Plaintiff provided that Defendants take reasonable steps to identify what documents have already been disclosed and Plaintiff separates the privileged documents.

The Court is further inclined to find that the documents outlined in provision #3 of the Motion to Quash have to be disclosed and are subject to a confidentiality agreement.

IT IS ORDERED denying the request for sanctions in the form of an award of attorneys' fees without prejudice.

IT IS ORDERED directing Counsel to file a Joint Memorandum regarding any further issues on or before **September 23, 2015**.

IT IS ORDERED taking this matter under advisement.

IT IS ORDERED affirming the Oral Argument re: Defendant Tapestry on Central Condominium Association's Motion for Sanctions for Failure to Comply with the Court's June 8, 2015 Order set on **October 16, 2015 at 10:00 a.m. (allotted time: 30 minutes)** in this Division.

IT IS ORDERED affirming this Court's Order that a new date for the deposition will be set but does not need to take place prior to the Oral Argument. If the parties disagree on a new hearing date, they are directed to contact this Court's Judicial Assistant and request a Telephonic Status Conference to resolve the issue.

NOTE: All Court proceedings are recorded by audio method and not by a court reporter. Any party may request the presence of a court reporter by contacting the division three (3) court business days before the schedule hearing.

3:13 p.m. Matter concludes.

LATER:

On the Court's own motion,

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IT IS ORDERED directing Docket Services to remove Tapestry Arizona Condos, LLC and Tapestry 607, LLC as Plaintiffs in the Court's iCIS.