

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2015-094412

09/17/2015

HON. ROBERT H. OBERBILLIG

CLERK OF THE COURT
I. Ostrander
Deputy

MICHAEL MCMULLEN, et al.

ERIN SELENE IUNGERICH

v.

VAL VISTA LAKES COMMUNITY
ASSOCIATION INC

CHARLENE A CRUZ

RULING

The Court has read the following:

- Defendant's *Application for Attorneys' Fees and Costs* electronically filed on August 13, 2015;
- Defendant's *Affidavit in Support of Attorneys' Fees and Costs* electronically filed on August 13, 2015;
- *Plaintiffs' Response and Objection to Defendant's Application for Attorneys' Fees and Costs* electronically filed on September 3, 2015; and
- *Reply in Support of Defendant's Application for Attorneys' Fees and Costs* electronically filed on September 15, 2015.

Successfully defending claims made at a temporary restraining order evidentiary hearing makes the Association the prevailing party in a contested action. As to the amount of fees, the Court has considerable discretion and has considered the relevant factors in determining the amount of the award.

IT IS ORDERED awarding \$5,500.00 in fees against the Plaintiffs.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2015-094412

09/17/2015

IT IS FURTHER ORDERED that Defendant's counsel shall submit for the Court's review and signature an appropriate form of Judgment by **October 7, 2015**. Any objection thereto shall be filed 15 days thereafter in accordance with the Arizona Rules of Civil Procedure.