

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2019-094017

09/17/2019

HONORABLE TRACEY WESTERHAUSEN

CLERK OF THE COURT
M. Kay
Deputy

WOODMAR I V ASSOCIATION INC

ASHLEY N MOSCARELLO

v.

MOISES DE LA TORRE

MOISES DE LA TORRE
11605 W WETHERSFIELD RD
EL MIRAGE AZ 85335

JUDGE WESTERHAUSEN

COURT'S RESPONSE TO PLAINTIFF'S MOTION FOR CLARIFICATION

On July 30, 2019, Plaintiff Woodmar IV Association, Inc., filed a Motion for Summary Judgment and accompanying Statement of Facts. At the conclusion of the Motion, Plaintiff requested "the Court to enter summary judgment in its favor and against Defendant for all assessments owing as alleged in the Complaint, plus accruing interest, attorney fees and costs incurred herein"

On August 20, 2019, Defendant Moises De La Torre filed a Request for a Hearing, writing that he "would like the amounts owed to be reviewed as they are excessive and duplicated. . . . I have attempted to resolve and pay for what I owe multiple times including coming up with a payment plan. The HOA has denied my payment attempts to resolve this matter."

On August 27, 2019, Plaintiff filed "Plaintiff's Motion for Clarification and Response to Defendant's Request for a Hearing."

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The Court does not read Defendant's Motion for a Hearing as a response to the Motion for Summary Judgment, but rather a request to be heard on the relief requested by Plaintiff. That is the scope of the Hearing set for **October 1, 2019 at 9:00 a.m.**, thirty minutes, in-person appearance.