

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2006-016728

10/24/2007

HON. MARK F. ACETO

CLERK OF THE COURT
M. Sahli
Deputy

TENTH AVENUE MISSIONS HOMEOWNERS
ASSOCIATION INC

RICHARD V MACK

v.

DENNIS P KLEINSCHMIT, et al.

DENNIS P KLEINSCHMIT
909 W FLYNN LN
PHOENIX AZ 85013

CAROL ANN PORTONOVA
909 W FLYNN LN
PHOENIX AZ 85013

MINUTE ENTRY

On September 28, 2007, Defendants filed a pleading entitled "Release of Lis Pendens". Through this pleading, Defendants request that "the Court release the Lis Pendens recorded" in relation to this cause number. The Court makes note of the following:

- This action remains pending. Through the action, Plaintiff seeks, among other relief, foreclosure on the subject property.
- Defendants provide no factual or legal support for their motion.
- Since litigation is pending regarding the subject property, there appears to be no legal basis for ordering release of the Lis Pendens.

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Under the circumstances,

IT IS ORDERED denying the relief requested by Defendants in the above-identified pleading.

/ s / HON. MARK F. ACETO

JUDICIAL OFFICER OF THE SUPERIOR COURT