

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2010-000707

10/28/2013

HONORABLE MARIA DEL MAR VERDIN

CLERK OF THE COURT  
M. Nielsen  
Deputy

MARKHAM CONTRACTING CO INC

KAREN A PALECEK

v.

PINNACLE POINT DEVELOPERS L L C, et al.

PINNACLE POINT DEVELOPERS L L C  
NO ADDRESS ON RECORD

TROON NORTH ASSOCIATION  
NO ADDRESS ON RECORD  
RICHARD Q NYE  
FRANK S TOMKINS  
TROON CANYON VENTURES L L C  
NO ADDRESS ON RECORD

MINUTE ENTRY

The Court is in receipt of the Defendants' Notice of Filing Proposed Order, filed July 29, 2013; the Plaintiff's Objection, filed August 5, 2013; the Defendants' Response, filed August 22, 2013; the Defendant's Prime/AZ Joinder, filed August 27, 2013; the Plaintiff's Reply to the Joinder, filed September 3, 2013; the Defendant's Notice of Filing Revised Proposed Order, filed September 3, 2013; and the Plaintiff's Objection, filed September 16, 2013.

The Court has considered the matters presented.

The Court adopts the Defendant's Revised Proposed Order, filed September 3, 2013 as modified by the Court.

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The Court notes the issue of whether the Plaintiff's mechanic's lien in the amount of \$341,773.25 survives the trustee sale and subsequent issuance of the trustee deed to the property has not been resolved between the Parties or by ruling of the Court.

The Parties are granted leave to request relief from the Court on this issue as deemed appropriate including the filing of a dispositive motion so long as a trial date has not been set.

The Parties are encouraged to address all pending issues at their upcoming settlement conference in an attempt to reach resolution.

The Court takes no further action at this time.

**ALERT:** The Arizona Supreme Court Administrative Order 2011-140 directs the Clerk's Office not to accept paper filings from attorneys in civil cases. Civil cases must still be initiated on paper; however, subsequent documents must be eFiled through AZTurboCourt unless an exception defined in the Administrative Order applies.