

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2016-002071

10/04/2016

COMMISSIONER MICHAEL L. BARTH

CLERK OF THE COURT
A. Aycock
Deputy

LEONARD J MCDONALD

MARK S BOSCO

v.

CHARLES HOSKINS

ALFORD E LAND
3645 BOREN ST
SAN DIEGO CA 92115-6919
W WILLIAM NIKOLAUS

MINUTE ENTRY

On September 12, 2016, this Court received an Order for Release of Excess Proceeds from Alford E Land on behalf of Sun Belt Excess Funds, LLC.

IT IS ORDERED rejecting said Order as premature. When Mr. Land filed the Application for Release of Excess Proceeds, he indicated he was doing so on his own behalf pursuant to an assignment but no assignment was included with the Application or subsequently filed with the Clerk of Court. Absent filing of the assignment, this Court cannot determine whether Land or Sun Belt, has standing to make an application. If Sun Belt is the assignee, then no application has been filed by it and any future filing must be made by an attorney licensed in the state of Arizona.

In any event, Mr. Land has also not complied with A.R.S. § 33-812(G) as there is no Affidavit of Mailing on file with signed receipts or returned envelopes attached for mailing to addresses of potential claimants listed by Trustee. Upon curing the foregoing deficiencies and complying with A.R.S. § 33-812(G) and (I), Mr. Land may lodge a new Order.