

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2017-003419

10/09/2017

COMMISSIONER DAVID W. GARBARINO

CLERK OF THE COURT
L. Brown
Deputy

JASON P SHERMAN

JASON P SHERMAN

v.

TREASURER OF MARICOPA COUNTY
ARIZONA

TREASURER OF MARICOPA COUNTY
ARIZONA
NO ADDRESS ON RECORD

MARY ANN HESS
NIKITA VERMA PATEL
CHRYSOULA SPYROPOULOS
2524 S EL PARADISO
MESA AZ 85202

MINUTE ENTRY

The Court received and reviewed a Motion to Show Cause filed by Chrysoula Spyropoulos asking this Court to dismiss the Complaint. The Motion to Show Cause is denied.

As explained in this Court's September 13, 2017 Minute Entry, this case was filed pursuant to A.R.S. § 33-812(D), and is a unique statutory cause of action that serves as a vehicle for the resolution of claims to, and the orderly distribution of, excess proceeds resulting from a trustee's sale. A.R.S. § 33-812 does not contemplate that a claimant could seek to dismiss the Complaint and/or cause the deposited moneys to be returned to the Trustee. Further, the Complaint states a cause of action as has been created by A.R.S. § 33-812. Accordingly,

IT IS ORDERED denying the Motion to Show Cause.