

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2018-006748

10/10/2019

HON. ROSA MROZ

CLERK OF THE COURT
D. Charbagi
Deputy

BILTMORE GARDENS HOMEOWNERS
ASSOCIATION

CHARLENE A CRUZ

v.

GREGORY SIMS

LONNIE J WILLIAMS JR.

COURT ADMIN-CIVIL-ARB DESK
JUDGE MROZ

MINUTE ENTRY

The Court has reviewed the status of this case. On March 28, 2019, the parties signed a settlement agreement in open court. At the time, Mr. Williams, Defendant's lawyer, indicated that the settlement agreement provided for two events to occur. Upon the completion of those events, the parties would submit a stipulation to dismiss the case with prejudice. The parties anticipate submitting the stipulation to dismiss by April 29, 2019. On May 8, 2019, the Court placed this case on the Dismissal Calendar for dismissal on May 31, 2019 because it did not receive the anticipated stipulation to dismiss. On May 28, 2019, the Court granted an extension of time and set the case for dismissal on August 31, 2019. On June 10, 2019, the Court held a status conference and was informed that Defendant did in fact "remove the Bamboo Screening" and "install[] a pre-approved Coolaroo exterior shades in Walnut ... or Sesame ...". The Court indicated at that time that: "As far as the Court is concerned, Defendant has fulfilled his end of the settlement agreement" and that the "Court will take no further action on this dispute."

The Court still has not received a stipulation to dismiss the case. Accordingly,

IT IS ORDERED dismissing this case, with prejudice, pursuant to the parties' settlement.