

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2015-094238

11/24/2015

HON. ROBERT H. OBERBILLIG

CLERK OF THE COURT
I. Ostrander
Deputy

TROON NORTH ASSOCIATION

SCOTT CARPENTER

v.

P P V N DEVELOPERS LIMITED
PARTNERSHIP, et al.

FREDERICK E DAVIDSON

ORAL ARGUMENT

**PARTIAL DISMISSAL
DISMISSAL CALENDAR**

Courtroom 206 SEF

8:54 a.m. This is the time set for oral argument regarding the following:

- Defendants' *Motion to Dismiss & Compel Arbitration* electronically filed on September 23, 2015;
- *Plaintiff's Response to Defendants' Motion to Dismiss and Compel Arbitration* electronically filed on October 9, 2015;
- Defendants' *Reply in Support of Motion to Dismiss & Compel Arbitration* electronically filed on October 21, 2015;
- *Plaintiff's Conditional Request to Conduct Discovery* electronically filed on October 12, 2015;

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2015-094238

11/24/2015

- Defendants' *Response to Plaintiff's Conditional Request to Conduct Discovery* electronically filed on November 2, 2015; and
- *Reply in Support of Plaintiff's Conditional Request to Conduct Discovery* electronically filed on November 13, 2015.

Plaintiff is represented by counsel, Scott Carpenter and Kellie J. Callahan. Defendants are represented by counsel, Frederick E. Davidson and Chad R. Kaffer.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Discussion is held.

Oral argument is presented.

The Court states his findings on the record and rules as follows.

IT IS ORDERED granting Defendants' Motion to Compel Arbitration.

As to Defendant SREF Troon, LLC,

IT IS ORDERED granting Defendants' Motion to Dismiss and Defendant SREF Troon, LLC, is dismissed, without prejudice.

As to Defendant PPVN Developers Limited Partnership,

IT IS ORDERED denying Defendants' Motion to Dismiss.

IT IS FURTHER ORDERED entering a stay in this case and the proceedings are stayed until **August 22, 2016**.

IT IS FURTHER ORDERED placing this matter on the Dismissal Calendar, for dismissal without further notice on **August 22, 2016**, unless prior thereto a judgment is entered or filed, a stipulation of dismissal is presented, or a motion to extend the stay is filed.

IT IS FURTHER ORDERED denying *Plaintiff's Conditional Request to Conduct Discovery*.

IT IS FURTHER ORDERED that by **December 21, 2015**, Defendants' counsel shall submit for the Court's review and signature a form of order consistent with the Court's rulings,

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2015-094238

11/24/2015

approved as to form. If the order is not approved as to form, any response/objection thereto shall be filed by **January 20, 2016**.

9:42 a.m. Hearing concludes.