

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2015-013865

11/08/2017

HON. ROSA MROZ

CLERK OF THE COURT
J. Eaton
Deputy

U S BANK NATIONAL ASSOCIATION

CRAIG CARSON HOFFMAN

v.

BETH FINDSEN, et al.

BETH K FINDSEN

RULING

The Court has considered Defendants' Motion For Expedited Relief In Advance Of November 19, 2017 Strike Date filed on October 11, 2017, and Plaintiff's Response filed on October 20, 2017. Defendants did not file a Reply. The Court does not need oral argument to decide this Motion. The Court agrees with Plaintiff's argument.

IT IS ORDERED denying Defendants' Motion For Expedited Relief In Advance Of November 19, 2017 Strike Date filed on October 11, 2017.

Plaintiff has requested attorneys' fees for having to respond to Defendants' Motion. The Court notes that Plaintiff has also filed a Motion for Rule 11 Sanctions related to this Motion. The Court will decide whether to award attorneys' fees when it decides the Motion for Rule 11 Sanctions.

The Court has also read Judge Gentry's May 5, 2017 minute entry referenced in both Defendants' Motion for Expedited Relief and Plaintiff's Response. This minute entry did not reflect Judge Gentry's ruling regarding Plaintiff's Motion to Enforce Settlement Agreement and Request for Attorneys' Fees filed on February 17, 2017. Judge Gentry ruled as follows:

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THE COURT: Okay, Well, my inclination is to hold the parties to the December 20th settlement. Whether you can flesh it out anymore or not, it sounds like there's at least a binding agreement. And I'll order that however many of these pleadings need to be sealed so that we can minimize any damage.

To clear up the record,

IT IS ORDERED amending the May 5, 2017 minute entry to reflect that the Court granted Plaintiff's Motion to Enforce Settlement Agreement filed on February 17, 2017.