

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2017-005484

11/16/2017

HONORABLE DANIEL J. KILEY

CLERK OF THE COURT  
C. Mai  
Deputy

CARLY VAN DOX

MATTHEW MCCLELLAN

v.

ARIZONA BILTMORE ESTATES VILLAGE  
ASSOCIATION, et al.

JONATHAN D EBERTSHAUSER

RICHARD K MAHRLE

ORAL ARGUMENT SET

The Court is in receipt of the following filings:

- Motion for Summary Judgment filed by Plaintiff Carly Van Dox on September 11, 2017;
- Plaintiff's Separate Statement of Facts in Support of Her Motion for Partial Summary Judgment filed on September 11, 2017;
- Response to Plaintiff's Motion for Partial Summary Judgment and Cross-Motion for Summary Judgment filed by Defendant Arizona Biltmore Estates Village Association ("ABEVA") on October 16, 2017;
- ABEVA's Controverting Statement of Facts and Separate Statement of Facts in Support of Its Cross-Motion for Summary Judgment filed on October 16, 2017;
- Plaintiff's Reply in Support of Her Motion for Partial Summary Judgment filed on November 3, 2017;

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- Plaintiff's Supplemental Statement of Facts to Plaintiff's Reply in Support of Her Motion for Partial Summary Judgment filed on November 3, 2017;
- Plaintiff's Response to Arizona Biltmore Estates Village Association's Motion for Summary Judgment filed on November 9, 2017; and
- Plaintiff's Controverting Statement of Facts and Responsive Statement of Facts in Support of Her Response to Arizona Biltmore Estates Village Association's Cross-Motion for Summary Judgment filed on November 9, 2017.

**IT IS ORDERED** setting Oral Argument on the above filings and any Reply filed in support of ABEVA's Cross-Motion for Summary Judgment on **January 16, 2018 at 10:30 a.m.** (1 hour allotted) before this Division.

**HON. DANIEL J. KILEY**  
**Maricopa County Superior Court**  
**East Court Building**  
**101 West Jefferson Street**  
**9<sup>th</sup> Floor, Courtroom 911**  
**Phoenix, AZ 85003**

**NOTE:** All court proceedings are recorded by audio and video method and not by a court reporter. Pursuant to Local Rule 2.22, if a party desires a court reporter for any proceeding in which a court reporter is not mandated by Arizona Supreme Court Rule 30, the party must submit a written request to the assigned judicial officer at least ten (10) judicial days in advance of the hearing, and must pay the authorized fee to the Clerk of the Court at least two (2) judicial days before the proceeding. The fee is \$140.00 for a half-day and \$280.00 for a full day.