

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2014-090103

11/08/2017

HONORABLE DAVID M. TALAMANTE

CLERK OF THE COURT

M. Kay

Deputy

TAPESTRY ON CENTRAL L L C

RYAN J LORENZ

v.

TAPESTRY ON CENTRAL CONDOMINIUM
ASSOCIATION, et al.

KEVIN P NELSON

CHRISTOPHER T CURRAN

MICHAEL A WRAPP

MINUTE ENTRY

The Court has considered Defendant/Counterclaimant Tapestry on Central Condominium Association's Motion for Judgment as a Matter of Law and Motion for New Trial, Plaintiff's Consolidated Response and the Reply. Both parties have requested oral argument.

In support of its argument that the verdict is against the weight of the evidence, the movant claims that there was no evidence that the Association breached its duty of good faith and fair dealing. The Court disagrees and at the end of the presentation of evidence, the jurors were given proper instructions to consider all of the evidence presented. Movant simply points out that there was evidence to support their view of the case. The record does reflect the extent to which the Court agreed with movant's positions and ruled accordingly. Likewise, implicit in the jury instruction is the Court's finding that there was sufficient disputed evidence for the matter to be submitted to the jury. The Court is not persuaded by the Associations argument to the contrary and finds an adequate factual basis to support the verdicts.

IT IS ORDERED denying Defendant's Motion for Judgment as a Matter of Law.

IT IS FURTHER ORDERED denying Defendant's Motion for New Trial.

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IT IS FURTHER ORDERED denying the request for oral argument.

IT IS ORDERED that this Minute Entry is signed as the formal written Order of this Court.

November 22, 2017

Date

/ s / HONORABLE DAVID M. TALAMANTE

JUDICIAL OFFICER OF THE SUPERIOR COURT