

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2005-015308

11/30/2006

HONORABLE BARRY C. SCHNEIDER

CLERK OF THE COURT  
W. Yank  
Deputy

NORTH CANYON RANCH OWNERS  
ASSOCIATION

AUGUSTUS H SHAW IV

v.

RENEE A BERRY, et al.

RENEE A BERRY  
4005 W AVENIDA DEL SOL  
GLENDALE AZ 85310

MINUTE ENTRY

The court has now reviewed the Reply in support of the Motion for Summary Judgment, together with the motion and the response. Oral argument has been requested.

The court notes oral argument has been requested. Pursuant to Rule 7.1(c)(2), Arizona Rules of Civil Procedure, the court determines that, in order to expedite its business, this matter shall be decided without oral argument. The court is fully informed of the issues.

IT IS ORDERED GRANTING Plaintiff's Motion for Summary Judgment.

The court agrees with Plaintiff that Defendant has failed to come forward with any colorable defense to Plaintiff's claim.

As to Defendant's concern that Plaintiff's counsel was unreasonable, the court notes that Defendant will have an opportunity to raise this argument in response to Plaintiff's application for attorney's fees.

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IT IS FURTHER ORDERED that Plaintiff shall lodge a proposed judgment, application for attorney's fees (if applicable), and statement of costs in accordance with applicable statutes and rules within ten (10) days of the filing of this minute entry.