

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

LC2016-000528-001 DT

03/08/2017

HONORABLE PATRICIA ANN STARR

CLERK OF THE COURT
T. DeRaddo
Deputy

DYNAMITE MOUNTAIN RANCH
HOMEOWNERS ASSOCIATION

LARRY D LANGLEY

v.

ARIZONA DEPARTMENT OF REAL ESTATE
(001)
LOTAY YANG (001)
SUN STRAND L L C (001)

RYAN MATTHEW KRENCH
LOTAY YANG
P.O. BOX 6301
WOODLAND HILLS CA 91365
SUN STRAND L L C
NO ADDRESS ON RECORD

LOTAY YANG
C/O SUNSTRAND LLC
8619 AMESTOY AVENUE
NORTHRIDGE CA 91325
LOTAY YANG
2343 W. BLUE SKY DRIVE
PHOENIX AZ 85085
OFFICE OF ADMINISTRATIVE
HEARINGS
REMAND DESK-LCA-CCC

MINUTE ENTRY

The Court has received and considered Appellant Dynamite Mountain Ranch Homeowners Association's Motion for Alternative Service by Email and Publication Pursuant to Rules 4.1 and 4.2, ARCP, filed February 2, 2017, and Supplement to Motion for Alternative Service, filed February 8, 2017. No party has filed a response.

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The information provided by Appellant establishes that as to Lotay Yang, service has been accomplished.

Therefore,

IT IS ORDERED granting the request to find that Lotay Yang has been served.

The Court notes that Appellant requested an order that Appellees “file a responsive pleading” pursuant to the Rules of Civil Procedure. No answer or other responsive pleading is required in this administrative appeal. Instead, as this Court’s Minute Entry of January 5, 2017 sets out, once all the appropriate actions have been taken (including Appellant’s filing of a Notice of Action and Appellant’s making arrangements to pay for preparation of pertinent portions of the record, as well as transmittal of that record), the parties will be required to file their briefs pursuant to Rule 6 of the Rules of Procedure for Judicial Review of Administrative Decisions.

Upon review of the docket, the Court noted that the Association filed a Motion for Stay and a Motion for Evidentiary Hearing. This Court was not provided with copies of either Motion. Because this Court does not participate in e-filing, courtesy copies of all motions must be provided to the Court. Failure to do so may result in the Court being unaware that a Motion has been filed, and thus not ruling on the motion in a timely fashion.

Because the Association provided no basis to conduct an evidentiary hearing,

IT IS ORDERED denying the Motion for Evidentiary Hearing.
As to the Motion for Stay,

IT IS ORDERED granting a provisional stay, pending an opportunity for Mr. Yang to respond to the Motion. If Mr. Yang opposes a stay, he must file a response within 20 days after he is served.

NOTICE: LC cases are not under the e-file system. As a result, when a party files a document, the system does not generate a courtesy copy for the Judge. Therefore, you will have to deliver to the Judge a conformed courtesy copy of any new filings.