

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

TJ 2010-000258

03/26/2013

COMMISSIONER JAMES R. MORROW

CLERK OF THE COURT
M. Nash
Deputy

VILLAS AT TIERRA BUENA HOMEOWNERS ASSOCIATION CHARLES E MAXWELL

v.

BRET A TEWALT, et al.

DANIELLE K TEWALT
7372 W SHANGRI CA RD
PEORIA AZ 85345

MINUTE ENTRY

Courtroom: OCH 001.

2:22 p.m. This is the time set for Garnishment Objection Hearing. Judgment Creditor is represented by counsel, Allen Quist. Judgment Debtor, Danielle Tewalt, is present on her own behalf.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Discussion is held regarding pending issues and judgment in effect.

Based on the testimony presented, counsel has no objection to reducing the garnishment to the statutory minimum. Accordingly,

IT IS ORDERED that the non-exempt earnings of the Judgment Debtor, Danielle Tewalt, withheld by the Garnishee, Capital Processing Network, LLC, after Service of the Writ of Garnishment shall be transferred to the Judgment Creditor in an amount not to exceed 15% of the Judgment Debtor's disposable earnings.

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IT IS FURTHER ORDERED that the garnishment is a continuing lien against the non-exempt earnings of the Judgment Debtor and subject to the 15% limitation set forth above.

A formal Order, in accordance with the above, is modified and signed by the Court and filed (entered) with the clerk on March 26, 2013.

Discussion is further held regarding the dispute on the amount of the judgment still owed.

IT IS FURTHER ORDERED continuing this hearing to **April 19, 2013 at 3:30 p.m.** in this division to allow the parties to investigate and arrive at a final calculation.

IT IS ORDERED that counsel Quist file with the Court a response to the objection detailing the position of the Judgment Creditor in regards to its calculation of the amount owed by **close of business, April 1, 2013.**

IT IS FURTHER ORDERED that Danielle Tewalt file with the Court her reply to the response of the Judgment Creditor by **close of business, April 8, 2013.**

IT IS FURTHER ORDERED that both parties shall exchange by email any and all documentation filed with the Court.

IT IS FURTHER ORDERED that if the parties reach a stipulation before the hearing set above, they shall file with the Court the necessary documentation to vacate that hearing.

2:52 p.m. Matter concludes.

ALERT: The Arizona Supreme Court Administrative Order 2011-140 directs the Clerk's Office not to accept paper filings from attorneys in civil cases. Civil cases must still be initiated on paper; however, subsequent documents must be eFiled through AZTurboCourt unless an exception defined in the Administrative Order applies.