

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

TJ 2012-012207

05/16/2016

COMMISSIONER MICHAEL L. BARTH

CLERK OF THE COURT
A. Aycock
Deputy

NORTH CANYON RANCH OWNERS
ASSOCIATION

CHARLES E MAXWELL

v.

BARRY GROSSENBACHER, et al.

BANK OF AMERICA N A
ATTN CUSTOMER SERVICE
5701 HORATIO ST
UTICA NY 13502

MINUTE ENTRY

IT IS ORDERED approving and settling formal written Order Joining Third Party signed by the Court on May 13, 2016 and filed (entered) by the Clerk on May 16, 2016.

The Answer of Garnishee reflects that third parties, to wit: **Britney Grossenbacher, Bud Charles Grossenbacher, and Tami Grossenbacher**, may have an interest in the bank account that is subject to the writ of garnishment.

Pursuant to A.R.S. § 12-1595,

IT IS ORDERED as follows:

1. Unless the third parties request a hearing within 20 days **AFTER SERVICE OF THIS ORDER UPON THE THIRD PARTIES**, the court shall assume that said third parties have no legal interest in the garnished funds or property in question. If there is no request for

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hearing, the court may, on application of the Judgment Creditor **ACCOMPANIED BY PROOF OF SERVICE OF THIS ORDER ON THE THIRD PARTIES**, order that the Judgment Creditor have judgment against the Garnishee for the amount of non-exempt funds or property it is holding.¹

2. A hearing may be requested by completing a request for hearing form and mailing one copy to this court at the following location:

Maricopa County Superior Court
Old Court House
125 W. Washington
Courtroom 005
Phoenix, AZ 85003

¹ See, *Mervyn's, Inc. v. Superior Court In and For Maricopa County*, 144 Ariz. 297, 697 P.2d 690 (1985), for a discussion regarding the degree of notice of a garnishment proceeding that due process requires when joining a third party to a jointly held account.