

1 **IN THE OFFICE OF ADMINISTRATIVE HEARINGS**

2
3 Michael J. Schmidt,
4 Petitioner,

No. 25F-H044-REL

5 v.
6 Starpass Master Homeowner Association,
7 Inc.,
8 Respondent.

ORDER

9 On August 20, 2025, Complainant notified the Tribunal that he had petitioned two
10 additional issues for hearing and requested they be consolidated into this matter.

11 On August 26, 2025, Douglas M. Imperi Jr., requested leave to submit an Amicus
12 Brief in this matter. On August 28, 2025, Respondent objected to the Amicus Brief and
13 requested an opportunity to file a Response.

14 On September 2, 2025, Complainant filed a motion to amend the complaint in the
15 above-entitled matter to include the two additional issues.

16 The Tribunal does not have the authority to add issues to the complaint. The
17 Tribunal may only consolidate two *existing matters*. As of this Order, there is no second
18 matter at the Arizona Office of Administrative Hearings.

19 For the following reasons the hearing in this matter will be continued:
20 Complainant represented that a two issue petition that is related to the facts and
21 circumstances of this matter is currently pending with the Arizona Department of Real
22 Estate; Complainant wants to address the three issues together; Respondent shall have
23 time to prepare for hearing on the additional issues; and Respondent wants to respond
24 to the Amicus Brief filed on August 26, 2025.

25 **IT IS ORDERED** the September 10, 2025, hearing date is hereby converted to a
26 prehearing conference. At the prehearing conference, the parties shall discuss (1)
27 process for consolidating a new complaint, (2) Response to the Amicus Brief and
28 related filings, and (3) other topics identified by the parties, which must be noticed to the
29 Tribunal and the other party by September 8, 2025, at 5:00 PM.

30 The parties and any other attendees are authorized to attend the prehearing
conference virtually through Google Meet:

Meeting ID: meet.google.com/eou-rokr-bqm
Phone Numbers: 720-477-2497
PIN: 617 819 939#

IT IS ORDERED the Amicus Brief, filed on August 26, 2025, is accepted.

IT IS ORDERED Respondent may file a Response to the Amicus Brief by a date to be determined at the prehearing conference.

IT IS ORDERED the matter is continued to a Status Update on a date to be determined at the prehearing conference. The consolidated hearing will be conducted either on the date set by the new Notice of Hearing or on a mutually agreed upon date.

Done this day, September 4, 2025.

/s/ Samuel Fox
Administrative Law Judge

Transmitted by either mail, e-mail, or facsimile to:

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By: OAH Staff