

IN THE
Court of Appeals
STATE OF ARIZONA
DIVISION ONE

COLLEGE BOOK CENTERS, INC. 401) Court of Appeals
PROFIT SHARING PLAN AND TRUSTEE,) Division One
a Trust dated October 14, 1994) No. 1 CA-CV 08-0450
with Trustee DAVID B. VANYO,)
) Maricopa County
Plaintiffs/Appellees,) Superior Court
) No. CV2006-011927
v.)
)
CAREFREE FOOTHILLS HOMEOWNERS')
ASSOCIATION; JOHN P. DWYER, JR.)
and JANET G. DWYER, husband and)
wife,)
)
Defendants/Appellants.)
_____)

O R D E R

This matter came on regularly for oral argument this 5th day of
May, 2009.

THE COURT:

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Department B

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Patricia A Orozco, Presiding Judge
Michael J Brown, Judge
Patricia K Norris, Judge

IT IS ORDERED taking this matter under advisement.

NOTICE TO PARTIES: If advance notice is desired in the event
this appeal is resolved by the filing of an Opinion, Division One of
the Arizona Court of Appeals now posts a "Notice of Forthcoming
Opinions" on its Web Site. This regularly-updated Notice identifies
for Web Site users, by number and title, pending cases in which the

court anticipates issuing an Opinion on the following business day.

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These Notices of Forthcoming Opinions will generally be posted after 2:00 p.m. on the day preceding the actual filing of the Opinion. The Notices may be viewed by following the "Forthcoming Opinions" link on the Menu Bar on Division One's home page at <http://www.cofad1.state.az.us>. Division One also provides a free electronic mailing list to notify subscribers automatically by email each time an Opinion is posted on the Web Site. Please check the Menu Bar on Division One's home page for a link to sign up for this service. Additionally, Division One posts all its newly filed Memorandum Decisions and Decision Orders on its Web Site within a few days after their issuance. Memorandum Decisions and Decision Orders remain on the Web Site for approximately one year and are removed thereafter, except Tax Memorandum Decisions and Decision Orders will remain posted on the web site for three years. ARCAP 28.1. These decisions can be viewed and searched by using the "Memorandum Decisions Div 1" and "Memorandum Decisions Search" links on the Menu Bar of Division One's home page.

DATED this 5th day of May, 2009.

PRESIDING JUDGE, Department B

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Maricopa County Superior Court
CV2006-011927

A true copy of the foregoing
was mailed

Jeffrey D Gross
Gallagher & Kennedy P A
Suite 1100
2575 East Camelback Road
Phoenix, AZ 85016-9225
Attorney for: Plaintiffs/Appellees

Kurt M Zitzer
Meagher & Geer PLLP
Suite 261
8800 North Gainey Center Drive
Scottsdale, AZ 85258
Attorneys for: Defendants/Appellants

Thomas H Crouch
Meagher & Geer PLLP
Suite 261
8800 North Gainey Center Drive
Scottsdale, AZ 85258
Attorneys for: Defendants/Appellants

Kevin T Minchey
Meagher & Geer PLLP
Suite 261
8800 North Gainey Center Drive
Scottsdale, AZ 85258
Attorneys for: Defendants/Appellants

Hon John A Buttrick, Judge
Maricopa County Superior Court
Central Court Building
201 W Jefferson St
Phoenix, AZ 85003-2243

Michael K Jeanes, Clerk
Maricopa County Superior Court
Central Court Building
201 W Jefferson St

Phoenix, AZ 85003-2243

Philip G. Urry, Clerk

By _____
Deputy Clerk