

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2019-015684

06/16/2021

HONORABLE JAMES D. SMITH

CLERK OF THE COURT
K. Treftz
Deputy

EDET EFFIONG ASUQUO

EDET EFFIONG ASUQUO
1701 W TUCKEY LN # 201
PHOENIX AZ 85015

v.

LA FUENTE CONDOMINIUM ASSOCIATION

JONATHAN S WALLACK

JUDGE J. SMITH

MINUTE ENTRY

The parties attended a settlement conference. Shortly after it, Defendant filed a notice of settlement. But Plaintiff then filed multiple submissions complaining of an “orchestrated and imposed” settlement. Of course, the Court does not know what occurred at the settlement conference. As it stands, however, this matter is set for trial. Defendant has not moved to enforce the putative settlement agreement. *See, e.g., Robertson v. Alling*, 237 Ariz. 345, 351 P.3d 352 (2015) (discussing criteria for evaluating binding settlement). If Defendant moves to enforce, then the Court may need to schedule an evidentiary hearing. A logical time for such a hearing is one of the days presently set for trial (August 23-25). Obviously, the Court would have to review any putative settlement agreement to determine if it satisfies Arizona Rule of Civil Procedure 80(a). The Court encourages the parties to decide quickly if they are trying this case or if they need the Court to decide if an enforceable settlement agreement exists. For now, the trial remains on the calendar.