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11 *Attorneys for the Plaintiff*

12 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
13 **IN AND FOR THE COUNTY OF MARICOPA**

14 GALLERY COMMUNITY
15 ASSOCIATION, an Arizona non-profit
16 corporation,

17 Plaintiff,

18 vs.

19 K. HOVNANIAN AT GALLERY, LLC,
20 an Arizona limited liability company; K.
21 HOVNANIAN ARIZONA
22 OPERATIONS, LLC, an Arizona
23 limited liability company; K.
24 HOVNANIAN DEVELOPMENTS OF
25 ARIZONA, INC., an Arizona
26 corporation; K. HOVNANIAN
27 COMPANIES OF ARIZONA, LLC, an
28 Arizona limited liability company;
 JOHN DOES I-X AND JANE DOES I-
 X, WHITE CORPORATIONS I-X;
 BLACK PARTNERSHIPS I-X; AND
 GRAY LIMITED LIABILITY
 COMPANIES I-X,

 Defendants.

Case No. CV2020-008714

**NOTICE OF VOLUNTARY DISMISSAL
OF NEGLIGENCE CAUSE OF ACTION
ONLY**

NOTICE IS HEREBY GIVEN that Plaintiff Gallery Community Association's
First Cause of Action for Negligence ONLY against All Defendants is dismissed without

1 prejudice pursuant to Ariz. R. Civ. P. 41(a)(1)(A), no answer or motion for summary
2 judgment having been filed by any defendant herein.

3 RESPECTFULLY SUBMITTED this 25th day of August, 2020.

4 BURG | SIMPSON | ELDREDGE | HERSH | JARDINE PC

5
6 By: /s/ Penny J. Manship

7 Craig S. Nuss, Esq.

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16 The foregoing E-FILED via AZTurboCourt
17 Electronic filing system and E-MAILED this
18 25th day of August, 2020 to:

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27 *Attorneys for Defendants K. Hovnanian at Gallery, LLC; K. Hovnanian Arizona
28 Operations, LLC, K. Hovnanian Developments of Arizona, Inc., and K Hovnanian
Companies of Arizona, LLC*

29 /s/ Penny J. Manship

30 Penny J. Manship