

1 **BURG SIMPSON ELDREDGE**
2 **HERSH & JARDINE P.C.**

3 8310 South Valley Highway, Suite 270
4 Englewood, CO 80112
5 Phone: (303) 792-5595
6 Fax: (303) 708-0527
7 Craig S. Nuss – 033839
8 Penny J. Manship – 034985
9 pmanship@burgsimpson.com
10 azcourt@burgsimpson.com

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

Assigned to Hon. Michael Kemp

**JOINT NOTICE RE OUSTANDING
MOTIONS**

Pursuant to the Court's September 1, 2020, Order re Case Reassignment, the Parties jointly provide the following notice regarding outstanding motions:

1 There are currently not outstanding motions to be heard by the Court. Defendants
2 filed a Motion to Dismiss on August 20, 2020. On August 25, 2020, Plaintiff filed a Notice
3 of Voluntary Dismissal of Negligence Cause of Action Only. Defendants will file an
4 answer to Plaintiff's Complaint by September 14, 2020.

5 RESPECTFULLY SUBMITTED this 8th day of September, 2020.

6
7 BURG | SIMPSON | ELDREDGE | HERSH | JARDINE PC

8
9 By: /s/ Penny J. Manship

10 Craig S. Nuss, Esq.

11 Penny J. Manship, Esq.

12 8310 South Valley Highway, Suite 270

13 Englewood, CO 80112

14 pmanship@burgsimpson.com

15 azcourt@burgsimpson.com

16 Attorneys for Plaintiff Gallery Community Association

17
18 WILENCHIK & BARTNESS, P.C.

19 By: /s/Matthew V. Moosbrugger

20 Dennis I. Wilenchik, Esq.

21 Matthew V. Moosbrugger, Esq.

22 The Wilenchik & Bartness Building

23 2810 North Third Street

24 Phoenix, AZ 85004

25 admin@wb-law.com

26 Attorneys for Defendants

1 The foregoing E-FILED via AZTurboCourt
2 Electronic filing system and E-MAILED this
3 8th day of September, 2020 to:

4 Dennis I. Wilenchik, Esq., #005350
5 Matthew V. Moosbrugger, Esq., #035449
6 **Wilenchik & Bartness, A Professional Corporation**

7 2810 North Third Street
8 Phoenix, AZ 85004

9 diw@wb-law.com

10 matthewm@wb-law.com

11 admin@wb-law.com

12 *Attorneys for Defendants K. Hovnanian at Gallery, LLC; K. Hovnanian Arizona*
13 *Operations, LLC, K. Hovnanian Developments of Arizona, Inc., and K Hovnanian*
14 *Companies of Arizona, LLC*

15 */s/ Penny J. Manship*

16 Penny J. Manship
17
18
19
20
21
22
23
24
25
26
27
28