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ATTORNEYS AT LAW  
The Wilenchik & Bartness Building  
2810 North Third Street Phoenix, Arizona 85004

Telephone: 602-606-2810 Facsimile: 602-606-2811

Dennis I. Wilenchik, #005350  
Matthew V. Moosbrugger, #035449  
[admin@wb-law.com](mailto:admin@wb-law.com)  
*Attorneys for Defendants/  
Third Party Plaintiffs*

**FILED**  
BY J. WILLIAMS, DEP

**IN THE SUPERIOR COURT OF MARICOPA COUNTY**

**IN AND FOR THE STATE OF ARIZONA**

**GALLERY COMMUNITY  
ASSOCIATION, an Arizona non-profit  
corporation,**

**Case No. CV2020-008714**

**SUMMONS**

**Plaintiff,**

**(Assigned to the Hon. Michael Kemp)**

**v.**

**K. HOVNIANIAN AT GALLERY, LLC, an  
Arizona limited liability company; K.  
HOVNIANIAN ARIZONA OPERATIONS,  
LLC, an Arizona limited liability company;  
K. HOVNIANIAN DEVELOPMENTS OF  
ARIZONA, INC., an Arizona corporation;  
K. HOVNIANIAN COMPANIES OF  
ARIZONA, LLC, an 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,**

If you would like legal advice from a lawyer,  
contact the Lawyer Referral Service at  
602-257-4434  
or  
[www.maricopalawyers.org](http://www.maricopalawyers.org)  
Sponsored by the  
Maricopa County Bar Association

**Defendants.**

1 **K. HOVNIANIAN AT GALLERY, LLC, an**  
2 **Arizona limited liability company; K.**  
3 **HOVNIANIAN ARIZONA OPERATIONS,**  
4 **LLC, an Arizona limited liability company;**  
5 **K. HOVNIANIAN DEVELOPMENTS OF**  
6 **ARIZONA, INC., an Arizona corporation;**  
7 **K. HOVNIANIAN COMPANIES OF**  
8 **ARIZONA, LLC, an Arizona limited**  
9 **liability company;**

10 **Third-Party Plaintiffs**

11 **v.**

12 **CHAS ROBERTS AIR CONDITIONING,**  
13 **INC., an Arizona corporation; DESERT**  
14 **VISTA, INC. an Arizona corporation;**  
15 **GOTHIC LANDSCAPING, INC., a**  
16 **California corporation; HOME BUILDERS**  
17 **SITE SERVICES OF ARIZONA, LLC an**  
18 **Arizona limited liability company;**  
19 **LEBLANC BUILDING CO., INC., an**  
20 **Arizona corporation; LIBERTY**  
21 **CONSTRUCTORS, LLC, an Arizona**  
22 **limited liability company, DBA LIBERTY**  
23 **ARIZONA; RENCO LLC, an Arizona**  
24 **limited liability company, dba RENCO**  
25 **ROOFING; R/S SERVICE & SUPPLY,**  
26 **INC., an Arizona corporation; SARGON**  
27 **MASONRY CONSTRUCTION, LLC, an**  
**Arizona limited liability company; AND**  
**DOES 1-50,**

**Third-Party Defendants.**

**THE STATE OF ARIZONA TO DEFENDANT:**

**Home Builders Site Services of Arizona, LLC**  
**c/o Agent for Service of Process**  
**MH Service, LLC**  
**201 E. Washington St., Ste. 800**  
**Phoenix, Arizona 85004**

1 **YOU ARE HEREBY SUMMONED** and required to appear and defend, within the time  
2 applicable, in this action in this Court. If served within Arizona, you shall appear and defend within  
3 20 days after the service of the Summons and Complaint upon you, exclusive of the date of service.  
4 If served out of the State of Arizona - whether by direct service, by registered or certified mail, or by  
5 publication - you shall appear and defend within 30 days after the service of the Summons and  
6 Complaint upon you has been complete, exclusive of the date of service. Where process is served  
7 upon the Arizona Director of Insurance as an insurer's attorney to receive service of legal process  
8 against it in this state, the insurer shall not be required to appear, answer or plead until expiration of  
9 40 days after date of such service upon the Director. Service by registered or certified mail with the  
10 State of Arizona is complete 30 days after the date of filing the receipt and affidavit of service with  
11 the Court. Service by publication is complete 30 days after the date of first publication. Direct  
12 service is complete when made. Service upon the Arizona Motor Vehicle Superintendent is complete  
13 30 days after filing the Affidavit of Compliance and return receipt or Officer's Return. RCP 4; A.R.S.  
14 §20-222, §28-502, §28-503.

10 **YOU ARE HEREBY NOTIFIED** that in the case of your failure to appear and defend  
11 within the time applicable, judgment by default may be rendered against you for the relief demanded  
12 in the Complaint.

13 **YOU ARE CAUTIONED** that in order to appear and defend, you must file an Answer or  
14 proper response in writing with the Clerk of this Court, accompanied by the necessary filing fee,  
15 within the time required, and you are required to serve a copy of any Answer or response upon the  
16 Plaintiff's attorney. RCP 10(d); A.R.S. §12-331; RCP 5.

16 The names and address of Plaintiffs' attorneys are:

17 Dennis I. Wilenchik, Esq.  
18 WILENCHIK & BARTNESS, P.C.  
19 The Wilenchik & Bartness Building  
20 2810 North Third Street  
21 Phoenix, Arizona 85004  
22 [admin@wb-law.com](mailto:admin@wb-law.com)  
23 (602) 606-2810

24 You can get a copy of the court papers filed in this case from the Plaintiff's Attorney listed  
25 above, or from the Clerk of Superior Court's Customer Service Center at:

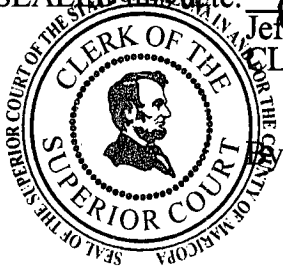
- 26 • 601 West Jackson, Phoenix, Arizona 85003
- 27 • 18380 North 40th Street, Phoenix, Arizona 85032
- 222 East Javelina Avenue, Mesa, Arizona 85210
- 14264 West Tierra Buena Lane, Surprise, Arizona, 85374

1 Requests for reasonable accommodation for persons with disabilities must be made to the  
2 division assigned to the case by the party needing accommodation or his/her counsel at least three  
3 (3) judicial days in advance of a scheduled proceeding.

4 Requests for an interpreter for persons with limited English proficiency must be made to  
5 the division assigned to the case by the party needing the interpreter and/or translator or his/her  
6 counsel at least ten (10) judicial days in advance of a scheduled court proceeding.

7 Eviction Actions/Forcible Detainers: If you want to request a telephonic hearing, please  
8 contact the judge assigned to your case. If you do not know your assigned judge, or have not been  
9 assigned a judge please contact Civil Court Administration at 602-506-1497.

10 SIGNED AND SEALED this date: OCT 08 2020



11 Jeff Fine,  
12 CLERK OF THE COURT  
13 JEFF FINE, CLERK

14 L. Overton  
15 Deputy Clerk

16 **L. Overton**

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WILSON & BARNES  
A PROFESSIONAL CORPORATION