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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.

If you would like legal advice from a lawyer,
contact the Lawyer Referral Service at
602-257-4434

**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,**

or

www.maricopalawyers.org

Sponsored by the
Maricopa County Bar Association

Defendants.

1 K. HOVNANIAN AT GALLERY, LLC, an
2 Arizona limited liability company; K.
3 HOVNANIAN ARIZONA OPERATIONS,
4 LLC, an Arizona limited liability company;
5 K. HOVNANIAN DEVELOPMENTS OF
6 ARIZONA, INC., an Arizona corporation;
7 K. HOVNANIAN 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:

Desert Vista, Inc.
Todd Michael Jones
Qualifying Party
Desert Vista Inc.
3650 N 40th Avenue
Phoenix, AZ 85019-3611

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
State of Arizona is complete 30 days after the date of filing the receipt and affidavit of service with
the Court. Service by publication is complete 30 days after the date of first publication. Direct
service is complete when made. Service upon the Arizona Motor Vehicle Superintendent is complete
30 days after filing the Affidavit of Compliance and return receipt or Officer's Return. RCP 4; A.R.S.
§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.

17 The names and address of Plaintiffs' attorneys are:

18 Dennis I. Wilenchik, Esq.
19 WILENCHIK & BARTNESS, P.C.
20 The Wilenchik & Bartness Building
21 2810 North Third Street
22 Phoenix, Arizona 85004
23 admin@wb-law.com
24 (602) 606-2810

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

- 27 • 601 West Jackson, Phoenix, Arizona 85003
- 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 By: L. Overton
15 Deputy Clerk

16 L. Overton



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WILLENCHIK & BARTNESS
A PROFESSIONAL CORPORATION