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

13                   GALLERY COMMUNITY ASSOCIATION,  
14                   an Arizona non-profit corporation,

15   Plaintiff,

16                   v.

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

   Defendants.

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

Case No. CV2020-008714

**STIPULATION TO EXTEND  
DEADLINE FOR PLAINTIFF'S  
AMENDED RESPONSE TO THE  
DEFENDANTS'/THIRD-PARTY  
PLAINTIFFS' MOTION FOR  
SUMMARY JUDGEMENT**

Assigned to Hon. Michael Kemp

1 HOVNANIAN COMPANIES OF ARIZONA,  
2 LLC, an Arizona limited liability company;

3 Third-Party Plaintiffs,

4 v.

5 CHAS ROBERTS AIR CONDITIONING,  
6 INC., an Arizona corporation; DESERT  
7 VISTA, INC., an Arizona corporation;  
8 GOTHIC LANDSCAPING, INC., a California  
9 corporation; HOME BUILDERS SITE  
10 SERVICES OF ARIZONA, LLC, an Arizona  
11 limited liability company; LEBLANC  
12 BUILDING CO., INC., an Arizona corporation;  
13 LIBERTY CONSTRUCTORS, LLC, an  
14 Arizona limited liability company, dba  
15 LIBERTY ARIZONA; RENCO LLC, an  
16 Arizona limited liability company, dba RENCO  
17 ROOFING; R/S SERVICE & SUPPLY, INC.,  
18 an Arizona corporation; SARGON MASONRY  
19 CONSTRUCTION, LLC, an Arizona limited  
20 liability company; and DOES 1-50.

21 Third-Party Defendants.

22 Plaintiff, Gallery Community Association (the “Association” or “Plaintiff”), and  
23 Defendants/Third-Party Plaintiffs K. Hovnanian at Gallery, LLC, K Hovnanian Arizona  
24 Operations, LLC, K. Hovnanian Developments of Arizona, Inc., and K. Hovnanian  
25 Companies of Arizona, LLC (collectively “Defendants”), by and through undersigned  
26 counsel, hereby submit the following stipulation to extend the deadline for the Plaintiff to  
27 file an amended response to Defendants’ Motion for Summary Judgment.

28 1. Pursuant to the Court’s April 27, 2021, Minute Entry, the current deadline to  
file Plaintiff’s Amended Response to the Motion for Summary Judgment is September 24,  
2021.

2. On July 21, 2021, Plaintiff served Defendants with written discovery requests  
and on August 10, 2021, requested availability to schedule Ariz.R.Civ.P. Rule 30(b)(6)

1 depositions for each Defendant entity before September 24, 2021.

2 3. Defendants' Responses to Plaintiff's Discovery were originally due August  
3 25, 2021. On August 24, 2021, Defendants requested a one-week extension to September  
4 1, 2021, which was granted.

5 4. Subsequently, on August 31, 2021, because Defendants were imminently  
6 associating in co-counsel on this case, Defendants requested additional time for their  
7 Responses to Plaintiff's Discovery to September 15, 2021, which was also granted.

8 5. On September 3, 2021, Holly Davies, Esq. and Amy Wilkins, Esq. of Lorber,  
9 Greenfield & Polito, LLP associated-in as co-counsel for Defendants and agreed to provide  
10 dates in October for the Ariz.R.Civ.P. Rule 30(b)(6) depositions requested by Plaintiff.

11 6. Because Plaintiff is unable to obtain the necessary discovery in order to file  
12 the Amended Response to the Motion for Summary Judgment by the September 24, 2021,  
13 deadline, the parties agreed, and hereby stipulate, to extend the deadline to October 26,  
14 2021.

15 A proposed order is filed contemporaneously herewith and attached hereto.

16  
17 RESPECTFULLY SUBMITTED this 7th day of September, 2021.

18 BURG | SIMPSON | ELDREDGE | HERSH | JARDINE PC

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20 By: /s/ Penny J. Manship

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