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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 AMEND  
SCHEDULING ORDER**

Assigned to Hon. Katherine Cooper

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”),  
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”), and Third-Party Defendants Chas  
26 Roberts Air Conditioning, Inc., Desert Vista, Inc., Gothic Landscaping, Inc., Custom  
27 Leasing, Inc. dba Home Builders Site Services of Arizona, LLC, Leblanc Building Co., Inc.,  
28 Liberty Constructors, LLC dba Liberty Arizona, Renco LLC dba Renco Roofing, and  
Sargon Masonry Construction, LLC (collectively “Third-Party Defendants”), by and  
through undersigned counsel, hereby submit the following stipulation to amend the  
Scheduling Order entered on May 27, 2021, and as amended by the Court’s Order dated  
August 17, 2021 extending the mediation deadline and third-party defendant expert

1 disclosures, as follows:

2 1. Co-counsel for Defendants recently entered an appearance in this case.

3 2. On October 25, 2021, Third-Party Defendant Desert Vista, Inc. answered the  
4 Third-Party Complaint.

5 3. Due to these recent appearances in the case, and in order to ensure a  
6 meaningful mediation, the Parties agreed to cancel the mediation, which was previously set  
7 for October 28, 2021.

8 4. All Parties have agreed to reset the mediation for December 30, 2021.

9 5. Due to the recent appearances and resetting the mediation, the Parties agree  
10 and stipulate to change the remaining deadlines in the case as follows:

11

<b>Event</b>	<b>Prior Deadline</b>	<b>New Deadline</b>
12 Third-party defendants disclose expert witnesses and 13 reports	11/5/2021	1/31/2022
14 All parties disclose rebuttal expert opinions	11/19/2021	2/28/2022
15 Lay (non-expert) witness disclosure	11/1/2021	2/4/2022
16 Complete all depositions of parties and lay witnesses	1/31/2022	4/29/2022
17 Complete all depositions of expert witnesses	1/31/2022	4/29/2022
18 Complete all other discovery	1/31/2022	4/29/2022
19 Final supplemental disclosure	12/31/2021	4/29/2022
20 Complete private mediation	10/29/2021	1/14/2022
21 File all dispositive motions	2/28/2022	5/27/2022

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24 6. The Parties also agree and stipulate that the Court may reset the Trial Setting  
25 Conference, currently set for March 30, 2022, at 9:15 a.m. to the Court's first available date  
26 in June 2022.

27 7. A proposed order is filed contemporaneously herewith and attached hereto.  
28

1 RESPECTFULLY SUBMITTED this 18th day of November, 2021.

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