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10 *Attorneys for the Plaintiff*

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.

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

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”), 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 October 8, 2021, Order Granting Stipulation for
Second Extension of Deadline for Plaintiff’s Amended Response to the Defendants’/Third-
Party Plaintiffs’ Motion for Summary Judgment, the deadline for Plaintiff’s Amended
Response is November 30, 2021.

2. As part of the prior stipulation for an extension, the Parties agreed to set the

1 depositions of Defendants' persons most knowledgeable on October 25 and November 19,
2 2021, so that Plaintiff could obtain necessary discovery for the Amended Response.

3 3. While the deposition on October 25th took place as scheduled, the second
4 deposition set for November 19, 2021, was canceled due to the recent appearance in the
5 case by Third-Party Defendant Desert Vista, Inc. on October 25th.

6 4. The Parties are currently attempting to resolve the issues raised in Defendants'
7 Motion for Summary Judgment.

8 5. Due to the ongoing negotiations and upcoming mediation set for December
9 30, 2021, the Parties agreed and hereby stipulate, to extend Plaintiff's deadline to file an
10 Amended Response to Defendants' Motion for Summary Judgment to January 31, 2022.

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

12 RESPECTFULLY SUBMITTED this 30th day of November, 2021.

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The foregoing E-FILED and E-MAILED via
TurboCourt electronic mailing system this
30th day of November 2021 to:

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24 /s/ Jessica Harmon

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