

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, and K. Hovnanian Developments of Arizona, Inc., (collectively
25 “Defendants”), by and through undersigned counsel, hereby submit the following
26 stipulation to extend the deadline for the Plaintiff to file an amended response to
27 Defendants’ Motion for Summary Judgement.

28 1. Pursuant to the Court’s December 7, 2021, Order Granting Stipulation for
Third 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 January 31, 2022.

2. Since the entry of the Court’s Order on December 7, 2021, the parties engaged

1 in a mediation session on December 31, 2021. In addition, on January 26, 2022, the Court
2 entered an Order dismissing K. Hovnanian Companies of Arizona, LLC as a defendant in
3 this action.

4 3. After the mediation on December 31, 2021, Plaintiff's counsel provided
5 potential dates in January for the remaining deposition of Defendants' person most
6 knowledgeable, which deposition is necessary for Plaintiff to prepare the Amended
7 Response. Defendants were unavailable on the proposed dates.

8 4. In addition, Plaintiff and Defendants have continued to work on a resolution
9 of the issues raised in the Motion for Summary Judgment and Plaintiff's original response
10 thereto.

11 5. Due to the ongoing negotiations and necessary discovery, the Parties agreed
12 and hereby stipulate, to extend Plaintiff's deadline to file an Amended Response to
13 Defendants' Motion for Summary Judgment to February 28, 2022.

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

15 RESPECTFULLY SUBMITTED this 31st day of January, 2022.

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