

1 LORBER, GREENFIELD & POLITO, LLP  
Amy Wilkens, Esq. [S.B. #025171]  
2 3930 E. Ray Road, Suite 260  
Phoenix, AZ 85044  
3 TEL: (602) 437-4177  
FAX: (602) 437-4180  
4 [awilkens@lorberlaw.com](mailto:awilkens@lorberlaw.com)

5 *Attorney for Defendants/Third-Party Plaintiffs K. Hovnanian*  
6 *at Gallery, LLC and K. Hovnanian Arizona Operations, LLC*

7 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
8 **IN AND FOR THE COUNTY OF MARICOPA**

9  
10 GALLERY COMMUNITY ASSOCIATION, an  
Arizona non-profit corporation,

11 Plaintiff,

12 v.

13 K. HOVNANIAN AT GALLERY, LLC, an  
14 Arizona limited liability company; K.  
HOVNANIAN ARIZONA OPERATIONS, LLC,  
15 an Arizona limited liability company; K.  
HOVNANIAN DEVELOPMENTS OF  
16 ARIZONA, INC., an Arizona corporation; K.  
HOVNANIAN COMPANIES OF ARIZONA,  
17 LLC, an Arizona limited liability company; JOHN  
DOES I-X AND JANE DOES I-X, WHITE  
18 CORPORATIONS I-X; BLACK  
PARTNERSHIPS I-X; AND GRAY LIMITED  
19 LIABILITY COMPANIES I-X,

20 Defendants.

21 K. HOVNANIAN AT GALLERY, LLC, an  
Arizona limited liability company; K.  
22 HOVNANIAN ARIZONA OPERATIONS, LLC,  
an Arizona limited liability company; K.  
23 HOVNANIAN DEVELOPMENTS OF  
ARIZONA, INC., an Arizona corporation; K.  
24 HOVNANIAN COMPANIES OF ARIZONA,  
LLC, an Arizona limited liability company;

25 Third-Party Plaintiffs,

26 v.

27 CHAS ROBERTS AIR CONDITIONING, INC.,  
28 an Arizona corporation; DESERT VISTA, INC.,

Case No. CV2020-008714

**STIPULATED MOTION TO  
CONTINUE ON DISMISSAL  
CALENDAR**

(Assigned to the Honorable Katherine  
Cooper)

1 an Arizona corporation; GOTHIC  
2 LANDSCAPING, INC., a California corporation;  
3 HOME BUILDERS SITE SERVICES OF  
4 ARIZONA, LLC, an Arizona limited liability  
5 company; LEBLANC BUILDING CO., INC., an  
6 Arizona corporation; LIBERTY  
7 CONSTRUCTORS, LLC, an Arizona limited  
8 liability company, dba LIBERTY ARIZONA;  
9 RENCO LLC, an Arizona limited liability  
10 company, dba RENCO ROOFING; R/S SERVICE  
11 & SUPPLY, INC., an Arizona corporation;  
12 SARGON MASONRY CONSTRUCTION, LLC,  
13 an Arizona limited liability company; and DOES  
14 1-50.

15 Third-Party Defendants,

16 Defendants/Third-Party Plaintiffs K. Hovnanian at Gallery, LLC and K. Hovnanian  
17 Arizona Operations, LLC, former Defendants and Third-Party Plaintiffs K. Hovnanian  
18 Developments Of Arizona, Inc., n/k/a K. Hovnanian Phoenix Division, Inc., and K. Hovnanian  
19 Companies Of Arizona, LLC, and Third-Party Defendant Chas Roberts Air Conditioning, Inc.,  
20 (collectively “Settling Parties”) by and through undersigned counsel, hereby stipulate and move  
21 the Court for an order continuing this matter, as between the Settling Parties, on the dismissal  
22 calendar.

23 Chas Roberts filed its Notice of Settlement with this Court and this Court placed the  
24 matter, as between the Settling Parties, on the dismissal calendar by Order dated January 27,  
25 2022, setting the same for dismissal on March 28, 2022.

26 The Settling Parties have agreed upon a final settlement agreement and release and are  
27 circulating the same for execution. Following the execution, settlement will be funded, and the  
28 Settling Parties will file a stipulation to dismiss the matter. The Settling Parties require a brief  
continuance to complete this process and request the matter be continued on the dismissal  
calendar for an additional fifteen (15) days. The brief continuance will not prejudice any parties  
and is not sought for the purpose of delay.

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1 Dated: March 25, 2022

LORBER, GREENFIELD & POLITO, LLP

2  
3 By: /s/Amy Wilkens  
4 Amy Wilkens, Esq.  
5 3930 E. Ray Road, Suite 260  
6 Phoenix, AZ 85044  
7 *Attorney for Defendants/Third-Party*  
8 *Plaintiffs K. Hovnanian at Gallery, LLC, and*  
9 *K. Hovnanian Arizona Operations, LLC*

10 WELSH LAW GROUP, PLC

11 By: /s/Teresa Hayashi Wales (w/permission)  
12 Teresa Hayashi Wales  
13 11811 North Tatum Boulevard, Suite P125  
14 Phoenix, AZ 85028  
15 *Attorneys for Third-Party Defendant*  
16 *Chas Roberts Air Conditioning, Inc.*

17 Original of the foregoing e-filed  
18 this 25<sup>th</sup> day of March, 2022 with:

19 Clerk of the Court  
20 Maricopa County Superior Court  
21 101 W. Jefferson  
22 Phoenix, AZ 85003

23 COPY of the foregoing emailed this  
24 25<sup>th</sup> day of March, 2022 to:

25 Craig S. Nuss  
26 Penny J. Manship  
27 BURG SIMPSON ELDREDGE  
28 HERSH & JARDINE P.C.  
8310 South Valley Highway, Suite 270  
Englewood, CO 80112  
[cnuss@burgsimpson.com](mailto:cnuss@burgsimpson.com)  
[pmanship@burgsimpson.com](mailto:pmanship@burgsimpson.com)  
*Attorneys for the Plaintiff*

1 Dennis I. Wilenchik  
Barbara Stansil  
2 WILENCHIK & BARTNESS, P.C.  
2810 North Third Street  
3 Phoenix, AZ 85004  
[admin@wb-law.com](mailto:admin@wb-law.com)  
4 [diw@wb-law.com](mailto:diw@wb-law.com)  
[barbaras@wb-law.com](mailto:barbaras@wb-law.com)  
5 *Attorneys for Defendants/Third-Party Plaintiffs*  
*K. Hovnanian at Gallery, LLC and K. Hovnanian Arizona*  
6 *Operations, LLC*

7 Michael Ryan Williams  
LIBERTY MUTUAL GROUP FIELD LEGAL OFFICES  
8 P.O. Box 7218  
London, KY 40742  
9 [PhoenixLocal@libertymutual.com](mailto:PhoenixLocal@libertymutual.com)  
*Attorney for Third-Party Defendant Custom*  
10 *Leasing, Inc. d/b/a Home Builders Site Services*  
*of Arizona, LLC*

11 Teresa Hayashi Wales  
12 WELSH LAW GROUP, PLC  
11811 North Tatum Boulevard, Suite P125  
13 Phoenix, AZ 85028  
[minuteentries@welshlawgroup.com](mailto:minuteentries@welshlawgroup.com)  
14 [twales@welshlawgroup.com](mailto:twales@welshlawgroup.com)  
*Attorneys for Third-Party Defendant*  
15 *Chas Roberts Air Conditioning, Inc.*

16 C. Cole Crabtree  
Amanda R. Hough  
17 JABURG & WILK, P.C.  
3200 N. Central Avenue, 20th Floor  
18 Phoenix, AZ 85012  
[ccc@jaburgwilk.com](mailto:ccc@jaburgwilk.com)  
19 [aah@jaburgwilk.com](mailto:aah@jaburgwilk.com)  
*Attorneys for Third-Party Defendant*  
20 *Gothic Landscaping, Inc.*

21 Michael A. Ludwig  
Stephen F. Best  
22 JONES, SKELTON & HOCHULI, P.L.C.  
40 North Central Avenue, Suite 2700  
23 Phoenix, Arizona 85004  
[minuteentries@jshfirm.com](mailto:minuteentries@jshfirm.com)  
24 [mludwig@jshfirm.com](mailto:mludwig@jshfirm.com)  
[sbest@jshfirm.com](mailto:sbest@jshfirm.com)  
25 *Attorneys for Third-Party Defendant*  
*LeBlanc Building Co., Inc.*  
26  
27  
28

LORBER, GREENFIELD & POLITO, LLP  
3930 E. Ray Road, Suite 260, Phoenix, AZ 85044  
Telephone (602) 437-4177 / Facsimile (602) 437-4180

1 Tom Shorall Jr.  
Jason J. Boblick  
2 SHORALL MCGOLDRICK BRINKMANN  
1232 East Missouri Avenue  
3 Phoenix, AZ 85014-2912  
[tomshorall@smbattorneys.com](mailto:tomshorall@smbattorneys.com)  
4 [jasonboblick@smbattorneys.com](mailto:jasonboblick@smbattorneys.com)  
[smb@smbattorneys.com](mailto:smb@smbattorneys.com)  
5 *Attorneys for Third Party Defendant*  
*Liberty Constructors*

6 Shannon Huff  
7 Mohamad Tokko,  
RAI DUER HUFF, P.C.  
8 3033 North Central Avenue, Suite 500  
Phoenix, AZ 85012  
9 [shuff@rdhfirm.com](mailto:shuff@rdhfirm.com)  
[mtokko@rdhfirm.com](mailto:mtokko@rdhfirm.com)  
10 *Attorneys for Third Party Defendants*  
*Renco Roofing and Desert Vista, Inc.*

11 Leonard T. Fink  
12 David S. Schopick  
SPRINGEL & FINK LLP  
13 3033 North Central Ave., Suite 500  
Phoenix, AZ 85012  
14 [lfink@springelfink.com](mailto:lfink@springelfink.com)  
[dschopick@springelfink.com](mailto:dschopick@springelfink.com)  
15 *Attorneys for Third-Party Defendant*  
*Sargon Masonry Construction, LLC*

16  
17 By: /s/Erikka Rico  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28