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

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

10 GALLERY COMMUNITY ASSOCIATION, an
Arizona non-profit corporation,
11
12 Plaintiff,

13 v.

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

**STIPULATION TO AMEND
SCHEDULING ORDER**

(Assigned to the Honorable Katherine
Cooper)

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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.

Third-Party Defendants,

15 Defendants/Third-Party Plaintiffs K. Hovnanian at Gallery, LLC, and K Hovnanian
16 Arizona Operations, LLC, (collectively “K. Hovnanian”), Plaintiff Gallery Community
17 Association (the “Association” or “Plaintiff”), and Third-Party Defendants Desert Vista, Inc.,
18 Gothic Landscaping, Inc., Custom Leasing, Inc. dba Home Builders Site Services of Arizona,
19 LLC, Leblanc Building Co., Inc., Liberty Constructors, LLC dba Liberty Arizona, Renco LLC
20 dba Renco Roofing, and Sargon Masonry Construction, LLC (collectively “Third-Party
21 Defendants”), by and through undersigned counsel, hereby submit the following stipulation to
22 amend the Scheduling Order granted with modifications by the Court’s Order dated March 15,
23 2022 extending the remaining discovery, as follows:

24 As advised previously, the parties held a mediation with Mediator Hon. Lawrence
25 Fleischman on December 30, 2022. Since K. Hovnanian has reached settlements with multiple
26 Third-Party Defendants who have already been dismissed or will be, pending completion of the
27 final terms of settlement. The remaining parties have agreed to participate in a second mediation
28 with Mediator Hon. Lawrence Fleischman to be held on July 11, 2022. Further, for the purpose
of potentially avoiding the costs associated with conducting the remaining discovery if the
mediation efforts are successful, these parties stipulate to and seek a brief continuance of the
remaining deadlines as follows:

Event	Prior Deadline	New Deadline
Complete all depositions of parties and lay witnesses	6/30/2022	9/2/2022
Complete all depositions of expert witnesses	6/30/2022	9/2/2022
Complete all other discovery	6/30/2022	9/2/2022
Final supplemental disclosure	6/30/2022	9/2/2022
Complete private mediation	Completed (1 st)	7/11/2022 (2 nd)
File all dispositive motions	7/29/2022	9/26/2022

The parties also agree and stipulate that the Court may reset the Trial Setting Conference, currently set for August 12, 2022, at 8:45 a.m. to the Court's first available date in late September 2022, if possible. A proposed order is filed contemporaneously herewith and attached hereto.

Dated: June 28, 2022

LORBER, GREENFIELD & POLITO, LLP

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1 Original of the foregoing e-filed
this 28th day of June, 2022 with:

2 Clerk of the Court
3 Maricopa County Superior Court
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4 Phoenix, AZ 85003

5 COPY of the foregoing emailed this
28th day of June, 2022 to:

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