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9 *Attorneys for Defendants/Third-Party Plaintiffs K. Hovnanian*  
10 *at Gallery, LLC and K. Hovnanian Arizona Operations, LLC*

11 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
12 **IN AND FOR THE COUNTY OF MARICOPA**

14 GALLERY COMMUNITY ASSOCIATION, an  
Arizona non-profit corporation,  
15  
16 Plaintiff,

17 v.

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

24 Defendants.

25 K. HOVNANIAN AT GALLERY, LLC, an  
Arizona limited liability company; K.  
26 HOVNANIAN ARIZONA OPERATIONS, LLC,  
an Arizona limited liability company; K.  
27 HOVNANIAN DEVELOPMENTS OF  
ARIZONA, INC., an Arizona corporation; K.  
28 HOVNANIAN COMPANIES OF ARIZONA.

Case No. CV2020-008714

**DEFENDANTS' STATEMENT OF  
TAXABLE COSTS**

(Assigned to the Honorable Katherine  
Cooper)

1 LLC, an Arizona limited liability company;  
 2  
 3 Third-Party Plaintiffs,  
 4  
 5 v.  
 6 CHAS ROBERTS AIR CONDITIONING, INC.,  
 7 an Arizona corporation; DESERT VISTA, INC.,  
 8 an Arizona corporation; GOTHIC  
 9 LANDSCAPING, INC., a California corporation;  
 10 HOME BUILDERS SITE SERVICES OF  
 11 ARIZONA, LLC, an Arizona limited liability  
 12 company; LEBLANC BUILDING CO., INC., an  
 13 Arizona corporation; LIBERTY  
 14 CONSTRUCTORS, LLC, an Arizona limited  
 15 liability company, dba LIBERTY ARIZONA;  
 16 RENCO LLC, an Arizona limited liability  
 17 company, dba RENCO ROOFING; R/S SERVICE  
 18 & SUPPLY, INC., an Arizona corporation;  
 19 SARGON MASONRY CONSTRUCTION, LLC,  
 20 an Arizona limited liability company; and DOES  
 21 1-50.  
 22  
 23 Third-Party Defendants,

24 COME NOW Defendants K. Hovnanian at Gallery, LLC and K. Hovnanian Operations,  
 25 LLC, (“Hovnanian”), by and through undersigned counsel, respectfully submit this Statement of  
 26 Taxable Costs in conjunction with Defendants’ Motion for Award of Attorney’s Fees.

27 1. The following itemized costs were reasonable and necessarily incurred by or on  
 28 behalf of Hovnanian in preparing to defend claims against them.

Date	Name	Amount	Description
6/3/2022	Fleishman Law Firm, P.C.	\$ 2,400.00	Mediation fees- K. Hovnanian share
2/17/2022	Fleishman Law Firm, P.C.	\$ 250.00	Mediation fees- K. Hovnanian share
1/20/2022	Fleishman Law Firm, P.C.	\$ 250.00	Mediation fees- K. Hovnanian share
1/6/2022	Fleishman Law Firm, P.C.	\$ 1,266.66	Mediation fees- K. Hovnanian share
	<b>Compensation of referees subtotal</b>	<b>\$ 4,166.66</b>	
9/14/2022	Shelton Consulting Group, LLC	\$ 910.00	Deposition of expert Alan Shelton
9/6/2022	Harrington Construction Co., Inc.	\$ 1,100.00	Deposition of expert-West Harrington
8/24/2022	Nautilus Building Consultants, Inc.	\$ 1,350.00	Deposition of expert Steve Gustafson
8/18/2022	SBSA, Inc.	\$ 1,800.00	Deposition of expert- Edward Fronapfel
11/8/2022	Esquire Deposition Solutions, LLC	\$ 45.60	Exhibits (Color Images)
9/14/2022	Esquire Deposition Solutions, LLC	\$ 915.40	Deposition (Shelton)
8/30/2022	Esquire Deposition Solutions, LLC	\$ 716.60	Deposition (Groseillers)
9/2/2022	Esquire Deposition Solutions, LLC	\$ 863.05	Deposition (Polivka)

1	9/2/2022	Esquire Deposition Solutions, LLC	\$ 672.40	Deposition (Nickerson)
2	9/1/2022	Esquire Deposition Solutions, LLC	\$ 1,797.95	Deposition (Sarger, Jones & Thorton)
3	9/6/2022	Esquire Deposition Solutions, LLC	\$ 1,579.80	Deposition (Harrington)
4	8/30/2022	Esquire Deposition Solutions, LLC	\$ 938.55	Deposition (Marshall)
5	8/31/2022	Esquire Deposition Solutions, LLC	\$ 664.80	Deposition (Chelsey)
6	8/29/2022	Esquire Deposition Solutions, LLC	\$ 990.00	Deposition (Ingo)
7	8/26/2022	Esquire Deposition Solutions, LLC	\$ 881.40	Deposition (Peterson)
8	8/24/2022	Esquire Deposition Solutions, LLC	\$ 1,262.35	Deposition (Gustafson)
9	8/23/2022	Esquire Deposition Solutions, LLC	\$ 1,405.45	Deposition (Fronapfel)
10		<b>Cost of taking depositions subtotal</b>	<b>\$ 17,893.35</b>	
11	1/30/2023	Maricopa County Superior Court	\$ 20.10	Court Filing Fees
12	1/20/2023	Maricopa County Superior Court	\$ 13.40	Court Filing Fees
13	12/7/2022	Maricopa County Superior Court	\$ 6.70	Court Filing Fees
14	12/5/2022	Maricopa County Superior Court	\$ 6.70	Court Filing Fees
15	11/7/2022	Maricopa County Superior Court	\$ 40.20	Court Filing Fees
16	9/30/2022	Maricopa County Superior Court	\$ 26.80	Court Filing Fees
17	9/12/2022	Maricopa County Superior Court	\$ 6.70	Court Filing Fees
18	8/31/2021	Maricopa County Superior Court	\$ 10.61	Court Filing Fees
19	4/30/2021	Maricopa County Superior Court	\$ 31.83	Court Filing Fees
20	2/28/2021	Maricopa County Superior Court	\$ 21.22	Court Filing Fees
21	10/31/2020	Maricopa County Superior Court	\$ 10.61	Court Filing Fees
22	10/31/2020	Southwest Delivery	\$ 997.00	Process Service
23	9/30/2020	Maricopa County Superior Court	\$ 21.22	Court Filing Fees
24	8/31/2020	Maricopa County Superior Court	\$ 262.96	Court Filing Fees
25		<b>Other disbursements subtotal</b>	<b>\$ 1,476.05</b>	
26				
27		<b>TOTAL RECOVERABLE TAXABLE COSTS</b>	<b>\$ 23,536.06</b>	

2. All the witnesses to whom fees were paid were necessary and material witnesses.

3. The costs set forth above are correct based on review of Defendant's litigation invoices and billing records obtained from the firms' financial records kept in the ordinary course of its business. These costs were reasonably and necessarily incurred.

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1 4. Defendants' claim costs against Gallery Community Association against whom the  
2 ruling of summary judgment was rendered Ariz.R.Civ.P. 54(f); A.R.S §§ 12-332 to 12-341.

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4   
5 LOUIS W. HOROWITZ

6  
7 SUBSCRIBED AND SWORN to before me this 24<sup>th</sup> day of February, 2023, by  
8 LOUIS W. HOROWITZ.

9  
10   
11 Notary Public

12 My Commission Expires:

13 July 04, 2026

