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14                                   **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
15                                   **IN AND FOR THE COUNTY OF MARICOPA**

16                  GALLERY COMMUNITY ASSOCIATION,  
17                  an Arizona non-profit corporation,

18                                  Plaintiff,

19                  v.

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

                                Defendants.

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                                K. HOVNIANIAN AT GALLERY, LLC, an  
                                Arizona limited liability company; K.  
                                HOVNIANIAN ARIZONA OPERATIONS,  
                                LLC, an Arizona limited liability company; K.  
                                HOVNIANIAN DEVELOPMENTS OF  
                                ARIZONA, INC., an Arizona corporation; K.

Case No. CV2020-008714

Assigned to Hon. Katherine Cooper

**NOTICE OF APPEAL**

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 NOTICE IS HEREBY GIVEN that Plaintiff, by and through undersigned counsel,  
23 appeals to the Arizona Court of Appeals from the final rulings filed and entered in this case  
24 on February 13, 2023, by Maricopa County Superior Court Judge Cooper granting  
25 Defendants’ motion for summary judgment regarding each of Plaintiff’s causes of action  
26 and denying Defendants’ motion for partial summary judgment as moot and denying Third-  
27 Party Defendants Desert Vista, Inc. and Renco, LLC’s joint motion for summary judgment  
28 as moot.

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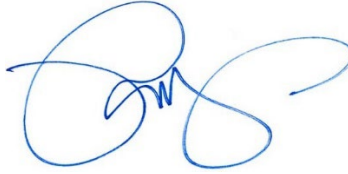
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1 RESPECTFULLY SUBMITTED this 14th day of March, 2023.

2 BURG | SIMPSON | ELDREDGE | HERSH | JARDINE PC

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6 By: \_\_\_\_\_

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18 A copy of the foregoing E-FILED and E-  
19 MAILED via Turbo court electronic mailing  
20 system this 14th day of March 2023 to:

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*/s/ Laura M. Ramirez* \_\_\_\_\_