

*Update*

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DIVISION 1  
COURT OF APPEALS  
STATE OF ARIZONA

AUG 17 2001  
FILED  
GLENDA W. GLENK

COURT OF APPEALS

DIVISION ONE

9 GARDEN LAKES COMMUNITY )  
10 ASSOCIATION, INC., an Arizona non-profit )  
11 corporation, )

11 Plaintiff-Appellant,

12 v.

13 WILLIAM E. MADIGAN AND JOAN M. )  
14 MADIGAN, husband and wife; HENRY T. )  
15 SPEAK and LAVONNE M. SPEAK, husband )  
16 and wife, )

16 Defendants-Appellees.

1 CA-CV 00-0570

Maricopa County Superior Court  
No. CV1997-004796  
CV 97-005359  
(Consolidated)

**REQUEST TO RESPOND TO AMICUS  
CURIAE BRIEF**


17  
18 Plaintiff/Appellant Garden Lakes Community Association, Inc. did not object to the filing  
19 of the Amicus Curiae Brief proposed by Sun City Grand Community Association, Inc., with the  
20 following caveat. Sun City Grand Community Association, Inc. does not speak for all the  
21 associations and does not speak for Appellant. Consequently, this court should understand that  
22 Garden Lakes Community Association, Inc. desires the opportunity to respond to the Amicus  
23 Curiae Brief.

24 Garden Lakes Community Association, Inc., recognizes that oral argument is two weeks  
25 from the filing of this response and does suggest that the filing of the Amicus Curiae Brief is some  
26 what late for an appropriate reasoned response and request that any response to Sun City Grand  
27 Community Association, Inc.'s position be scheduled for after the oral argument in this matter.

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1 Dated this 17<sup>th</sup> day of August, 2001.

2 THOMAS & ELARDO, P.C.

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4 By:   
5 Neal B. Thomas  
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7 Phoenix, Arizona 85004  
8 Attorneys for Appellant Garden  
9 Lakes Community Association, Inc.

10 Original and four copies of the  
11 foregoing filed this 17<sup>th</sup> day of  
12 August, 2001 with The Arizona Court  
13 of Appeals, Division One.

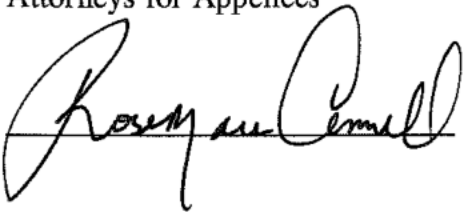
14 Copy of the foregoing mailed  
15 this 17<sup>th</sup> day of August, 2001, to:

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