

DEANNE M. ROMO
Clerk of the Court
Navajo County Superior Court
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FILED – 18 JANUARY 2023

Navajo County Superior Court
Deanne M. Romo, Clerk

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF NAVAJO

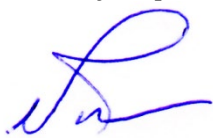
GORDON GROSS, et al.)	Navajo County Superior Court
)	Case No.: S0900CV202200042
Plaintiffs / Appellees / Cross-Appellants,)	
)	
vs.)	CLERK’S NOTICE OF FILING
)	NOTICE OF APPEAL AND
THE SHORES AT RAINBOW LAKE)	NOTICE OF CROSS-APPEAL AND
COMMUNITY ASSOCIATION,)	INDEX OF REPORTED HEARINGS
)	
Defendant / Appellant / Cross-Appellee.)	
)	<i>(Division IV – The Honorable Michala M. Ruechel)</i>
_____)	

The CLERK OF THE SUPERIOR COURT, by and through her undersigned Chief Deputy Clerk and pursuant to Rule 8(h), Arizona Rules of Civil Appellate Procedure, gives notice to all parties that a NOTICE OF APPEAL was filed on behalf of The Shores at Rainbow Lake Community Association on 29 December 2022, and a NOTICE OF CROSS-APPEAL was filed on behalf of Gordon Gross, et al., on 17 January 2023, both having been filed in the above-captioned case.

An Index of Reported Hearings and a copy of each Notice are attached hereto.

Respectfully submitted this **18th Day of January 2023.**

DEANNE M. ROMO
Clerk of the Court
Navajo County Superior Court

By: 

Marc Russell
Chief Deputy Clerk

ORIGINAL FILED this **18th Day of January 2023**, with the Clerk of the Superior Court.

COPIES WITH ATTACHMENTS DISTRIBUTED this **18th Day of January 2023**, to:

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Attorneys for the Defendant
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INDEX OF REPORTED HEARINGS

DATE OF HEARING	TYPE OF HEARING	COURT REPORTER
07/18/2022	Oral Argument on Motion for Partial Summary Judgment	Digitally Recorded – IV
04/06/2022	Preliminary Injunction	Digitally Recorded – IV

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5 Phoenix, AZ 85004-1049
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6 AZTurboCourt E-service and
7 Court Documents: docket@jhkmlaw.com

8 Attorneys for Defendant

9
10 **THE SUPERIOR COURT OF ARIZONA**
11 **COUNTY OF NAVAJO**

12 Gordon Gross and Liliana Gross, husband
13 and wife; 854 Pine Creek, LLC, an Arizona
14 limited liability company; Bald Eagle
15 Retreat, LLC, an Arizona limited liability
16 company; 1501 Rainbow View, LLC, an
17 Arizona limited liability company; Lakeside
18 Family Investments, LLC, an Arizona
19 limited liability company; Steven A.
20 Kernagis and Sandra K. Kernagis, trustees
of the Steven and Sandra Kernagis Trust
Dated March 17, 2014; Thomas P. Zehring
and Jeannette Rose Zehring, trustees of the
Zehring Living Trust Dated March 1, 2001;
and Jeannette Zehring; Ronald D. Kyer, Jr.
and Desiree Kyer, husband and wife,

21 Plaintiffs,

22 vs.

23 The Shores at Rainbow Lake Community
24 Association, an Arizona nonprofit
corporation,

25 Defendant.

Case No.: S0900 CV202200042

NOTICE OF APPEAL

1
2 Notice is hereby given that Defendant, The Shores at Rainbow Lake Community
3 Association, appeals from the Judgment signed by Judge Michala M. Ruechel, Judge
4 of the Navajo County Superior Court, on December 1, 2022 and docketed by the Clerk
5 of the Court on December 6, 2022, and from all intermediate orders.

6 DATED this 29th day of December, 2022.

7 JENNINGS HAUG KELEHER MCLEOD LLP

8
9 /s/ James L. Csontos

10 Jack R. Cunningham

11 James L. Csontos

12 Attorneys for The Shores at Rainbow Lake
13 Community Association,

14 Copy of the foregoing mailed
15 and emailed this 29th day of December 2022, to:

16 Stockton D. Banfield
17 DYER BREGMAN & FERRIS, PLLC
18 3411 N. 5th Avenue, Suite 300
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23 Matthew A. Klopp
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mklopp@wongandcarter.com
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27 /s/ Annette McLaughlin
28 Annette McLaughlin

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15 Joseph R. Rainey #037536
16 jrainey@wongandcarter.com

17 Attorneys for Plaintiffs

18 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
19 **IN AND FOR THE COUNTY OF NAVAJO**

20 GORDON GROSS and LILIANA
21 GROSS, husband and wife; 854 PINE
22 CREEK, LLC, an Arizona limited liability
23 company; BALD EAGLE RETREAT,
24 LLC, an Arizona limited liability company;
25 1501 RAINBOW VIEW, LLC, an Arizona
26 limited liability company; LAKESIDE
27 FAMILY INVESTMENTS, LLC, an
28 Arizona limited liability company,
STEVEN A. KERNAGIS AND SANDRA
K. KERNAGIS, trustees of THE STEVEN
AND SANDRA KERNAGIS TRUST
DATED MARCH 17, 2014; THOMAS P.
ZEHRING AND JEANNETTE ROSE
ZEHRING, trustees of THE ZEHRING
LIVING TRUST DATED MARCH 1,
2001; and JEANNETTE ZEHRING,

Plaintiffs,

v.

THE SHORES AT RAINBOW LAKE
COMMUNITY ASSOCIATION, an
Arizona domestic nonprofit corporation,

Defendant.

No.: S0900CV202200042

NOTICE OF CROSS-APPEAL

Re: Notice of Appeal filed on December
29, 2022.

NOTICE IS GIVEN that Plaintiffs appeal to the Court of Appeals, Division One,
from the Final Judgment signed on December 1, 2022 and docketed on December 6, 2022

1 in favor of Plaintiffs, and all other Orders subsumed therein.

2 DATED this 17th day of January, 2023.

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DYER BREGMAN & FERRIS, PLLC.

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BY /s/ Stockton D. Banfield

6

Stockton D. Banfield
Charles M. Dyer
Attorneys for Plaintiffs

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8

WONG & CARTER, PC.

9

BY /s/ Matthew A. Klopp

10

Rick K. Carter
Matthew A. Klopp
Joseph R. Rainey
Attorneys for Plaintiffs

11

12

13 ORIGINAL electronically filed via TurboCourt
This 17th day of January, 2023.

14

15 COPIES emailed and mailed
This 17th day of January, 2023 to:

16

17 Jack Cunningham
18 Jim Csontos
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2800 North Central Avenue, Suite 1800
Phoenix, Arizona 85004
Attorneys for Defendant

19

By: /s/ Kay Spates

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