Clerk of the Superior Court
*** Electronically Filed ***
02/25/2026 8:00 AM

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2024-005545 02/24/2026

HONORABLE DAVID MCDOWELL

CLERK OF THE COURT
K. Johanson
Deputy

SHEILA JANISCH FRANK M FOX

v.

SCOTTSDALE MOUNTAIN COMMUNITY ASSOCIATION CHARLES H OLDHAM

JUDGE MCDOWELL

ORDER ON MOTION TO STRIKE

The Court is in receipt of *Plaintiff's Motion to Strike Defendants' Untimely Response to Motion to Reassign Case to Tier 3; Request for Rule 11 Sanctions* filed February 19, 2026.

IT IS ORDERED denying this Motion.
Plaintiff, again, failed to count days correctly. Rule 6 provides five additional days for mailing if a party is served through an electronic filing service. Rule 6 also provides that if the final day falls on a Saturday, Sunday, or legal holiday the due date becomes the next day that is not a Saturday, Sunday, or legal holiday. February 16, 2026 was a legal holiday. Defendant's response was timely.

IT IS ORDERED Plaintiff's request for sanction is denied. Any further motions to strike which are based upon an incorrect calculation of days (i.e. the failure to consider Rule 6), will result in sanctions being imposed upon the filing party.