Clerk of the Superior Court
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SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2024-005545 05/15/2026

HONORABLE DAVID MCDOWELL

CLERK OF THE COURT
L. Gilbert
Deputy

SHEILA JANISCH

FRANK M FOX

v.

SCOTTSDALE MOUNTAIN COMMUNITY ASSOCIATION, et al.

EDEN COHEN

ALTERNATIVE DISPUTE RESOLUTION - CCC
JUDGE MCDOWELL

REFERRAL TO ALTERNATIVE DISPUTE RESOLUTION

Pursuant to the Court's *Scheduling Order* dated May 15, 2026,

IT IS ORDERED that the parties participate in a mandatory settlement conference. This case is referred to the Court's Alternative Dispute Resolution (ADR) Department for the appointment of a judge *pro tempore* to conduct a settlement conference. The judge *pro tempore* is requested to conduct the settlement conference no later than **December 2, 2026**.

IT IS ORDERED that no later than **September 3, 2026,** the parties file with the Court a Joint Request and Certification of Readiness for Setting Settlement Conference Under Rule 16(i), Ariz. R. Civ. P.

The Joint Request and Certification of Readiness for Setting Settlement Conference Under Rule 16(i), Ariz. R. Civ. P. is available through the Law Library Resource Center website https://tinyurl.com/CV-JointReq-English; https://tinyurl.com/CV-JointReq-Spanish

IT IS ORDERED that failure to file a Joint Request and Certification of Readiness for Setting Settlement Conference will result in the Court vacating the ADR referral for appointment of a judge *pro tempore,* with leave for the parties to seek another ADR referral upon completion of the certification process.

This Division no longer sets trial setting conferences as part of an initial scheduling order. Once the parties can certify to the Court in writing that: 1) ***all*** discovery is complete; and 2) they have ***already participated*** in a settlement conference or a mediation, they may request that the Court schedule a trial setting conference. The Court will then endeavor to set the trial setting conference shortly after it receives a request to do so as long as the request includes such a certification.