



ATTORNEYS AT LAW

The Wilenchik & Bartness Building  
2810 North Third Street Phoenix, Arizona 85004

Telephone: 602-606-2810 Facsimile: 602-606-2811

Dennis I. Wilenchik, #005350  
John “Jack” D. Wilenchik, #029353  
Ross P. Meyer, #028473  
[admin@wb-law.com](mailto:admin@wb-law.com)  
*Attorneys for Plaintiffs*

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**

**IN AND FOR THE COUNTY OF MARICOPA**

**JIE CAO and HAINING “FRAZER” XIA,  
a married couple; STONE XIA, an  
individual,**

**Plaintiffs;**

**vs.**

**PFP DORSEY INVESTMENTS, LLC, a  
Delaware limited liability company;  
DORSEY PLACE CONDOMINIUM  
ASSOCIATION, an Arizona nonprofit  
corporation;**

**Defendants.**

**Case No.: CV2019-055353**

**STIPULATED MOTION TO DIMISS  
PLAINTIFFS’ NOTICE OF APPEAL**

**(Assigned to the Honorable Daniel Martin)**

Plaintiffs Jie Cao, Haining “Frazer” Xia, and Stone Xia move to dismiss their appeal – notice of which was filed on April 19, 2021. The Court has vacated its March 18, 2021 judgment, which was certified with Rule 54(b) language and formed the basis of Plaintiffs’ appeal. Now with the complete vacation of the appealable judgment, Plaintiffs’ appeal is rendered moot.

Rule 26(a), Arizona Rule of Civil Procedure, provides that “[i]f the appellate clerk has not assigned an appellate case number under Rule 12(a), the superior court may dismiss an appeal on the filing of a stipulation by all parties, or on the appellant’s motion with notice to all parties.”

1 Plaintiffs respectfully request the Court dismiss its appeal as the clerk of the Arizona Court of  
2 Appeals has not assigned an appellate case number to Plaintiffs' appeal and all parties have  
3 stipulated to this motion.

4 **RESPECTFULLY SUBMITTED** May 12, 2021.

5 **WILENCHIK & BARTNESS, P.C.**

6 */s/ Ross P. Meyer* \_\_\_\_\_

7 Dennis I. Wilenchik, Esq.

8 John "Jack" D. Wilenchik, Esq.

9 Ross P. Meyer, Esq.

10 The Wilenchik & Bartness Building

11 2810 North Third Street

12 Phoenix, Arizona 85004

13 [admin@wb-law.com](mailto:admin@wb-law.com)

14 *Attorneys for Plaintiffs*

15 **ELECTRONICALLY** filed May 12,  
16 2021, via AZTurboCourt.com.

17 **COPY** electronically transmitted by the Clerk of  
18 the Court via AZTurboCourt.com  
19 to the Honorable Daniel Martin

20 **COPY** electronically transmitted  
21 May 12, 2021, via AZTurboCourt.com  
22 upon:

23 Nicholas C. Nogam, Esq.

24 Edith Rudder, Esq.

25 CARPENTER, HAZLEWOOD,

26 DELGADO & BOLEN, LLP

1400 East Southern Ave., #400

Tempe, Arizona 85282

[nicholas@carpenterhazlewood.com](mailto:nicholas@carpenterhazlewood.com)

[edith.rudder@carpenterhazlewood.com](mailto:edith.rudder@carpenterhazlewood.com)

[minuteentries@carpenterhazlewood.com](mailto:minuteentries@carpenterhazlewood.com)

*Attorneys for Defendant Dorsey Place Condominium Association*

1 Shawna Murphy Woner, Esq.  
2 GARREY, WONER, HOFFMASTER &  
3 PESHEK  
4 6611 North Scottsdale Road  
5 Scottsdale, Arizona 85250  
6 [swoner@gwhplaw.com](mailto:swoner@gwhplaw.com)  
7 *Attorneys for Defendant PFP Dorsey*  
8 *Investments, LLC*

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By /s/ Christine M. Ferreira