

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2025-012980

07/31/2025

HONORABLE RANDALL H. WARNER

CLERK OF THE COURT
J. Zinkowich
Deputy

LISA MARX

LISA MARX
13610 N 111TH AVE
SUN CITY AZ 85351

v.

TARA CONDOMINIUMS ASSOCIATION, et al. CHARLES H OLDHAM

JUDGE WARNER

MINUTE ENTRY

Before the Court and fully briefed is Defendants' Mark Gottmann and Dennis Anderson's July 15, 2025 Motion to Dismiss. The Motion is granted. As a member of the Tara Condominium Association, Plaintiff Lisa Marx may assert claims asserting violations of the CC&R's and her rights as a member. But these claims are against the Association, not individual board members. As officers or directors in the Association, Gottmann and Anderson do not have personal liability for breaches of the CC&R's or other obligations that the Association owes to its member.

To the extent Marx alleges that Gottmann or Anderson exceeded their powers or acted contrary to the interests of the Association, these are derivative claims which must be brought on behalf of the Association.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2025-012980

07/31/2025

IT IS ORDERED granting the Motion and dismissing all claims asserted against Defendants Gottmann and Anderson.

IT IS FURTHER ORDERED that Defendants lodge a form of judgment and file any application for attorneys' fees or costs within **30 days**.