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Attorneys for Plaintiff

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA**

R. L. WHITMER, an individual,
Plaintiff,

vs.

**HILTON CASITAS HOMEOWNERS
ASSOCIATION, also known as HILTON
CASITAS COUNCIL OF
HOMEOWNERS, also known as
COUNCIL OF CO-OWNERS, also known
as HILTON CASITAS COUNCIL OF CO-
OWNERS, an Arizona nonprofit
corporation,**
Defendant.

Case No.: CV2022-014709

**NOTICE OF STATEMENT OF ISSUES
ON APPEAL**

(Assigned to the Hon. Joseph P. Mikitish)

Petitioner R. L. Whitmer (“**Whitmer**” or “**Plaintiff**”), through undersigned counsel, files its Notice of Statement of Issues on Appeal pursuant to Rule 11(c)(3), Ariz. R. Civ. App. P. As the above captioned matter was dismissed on the Defendant’s motion to dismiss, there are no transcripts that are relevant to the appeal. Therefore, there are two issues on appeal, first, whether the Superior Court erred in ruling that the 2014 ALJ Decision did not apply to the future, despite using the language “In the future?” And second, whether the Superior Court erred in dismissing the Plaintiff’s Complaint.

1 **RESPECTFULLY SUBMITTED** this 31st day of July 2023.

2 **MEYER & PARTNERS, PLLC**

3 By /s/ Ross P. Meyer

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