

TEVIS REICH  
6 East Dale Avenue  
Flagstaff, Arizona 86001

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*Attorney for Plaintiffs/Counter Defendants*

**SUPERIOR COURT OF ARIZONA**  
**COCONINO COUNTY**

ROBERT R. HAWK and CECELIA J. )  
HAWK, husband and wife, )  
 )  
Plaintiffs/Counter Defendant, )  
 )  
vs. )  
 )  
PC VILLAGE ASSOCIATION INC., an )  
Arizona Corporation, )  
 )  
Defendant/Counter Plaintiff. )

Case No.: CV 2011-00775

**ANSWER TO DEFENDANT'S**  
**COUNTERCLAIM**

Plaintiffs/Counter Defendants, Robert R. Hawk and Cecelia J. Hawk ("Plaintiffs")  
by and through their attorney, Answer the Counterclaim filed as follows:

1. Plaintiffs deny those allegations contained in Paragraphs 29, 33, 36-40 and 42 of the Counterclaim.
2. Plaintiffs admit those allegation contained in Paragraph 28 of the Counterclaim.
3. The allegation in Paragraph 30 states a legal conclusion and therefore, does not require an affirmative response. To the extent a response is required, Plaintiff alleges that the CC&R's are enforceable if they do not conflict with the law and the subject matter of the contract is not illegal.

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*DE*  
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1 4. Plaintiffs further allege the following:

- 2 a. Set off for damages.  
3 b. Failure to state a claim.  
4 c. Breach of contract.

5 **WHEREFORE**, Plaintiffs/Counter Defendants request judgment against PC  
6 Village Association, Inc., dismissing the Counterclaim with costs and fees to be awarded  
7 to Plaintiffs and such further relief as the Court may deem just and proper.  
8

9 Respectfully submitted this 4<sup>th</sup> day of November, 2011.

10  
11   
12 Tevis Reich

13 A copy of the foregoing  
14 mailed this 4<sup>th</sup> day of  
15 November, 2011 to:

16 Edward G. Hochuli  
17 J. Gary Linder  
18 Jones, Skelton & Hochuli, P.L.C.  
19 2901 N. Central Ave., Suite 800  
20 Phoenix, AZ 85012

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By: Nicole Emohmace

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Category

CV



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