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IN THE
Court of Appeals
STATE OF ARIZONA
DIVISION ONE

CLERK OF THE SUPERIOR COURT
FILED
DEC 17 2024 10:31 AM
L. Coolidge, Deputy

**AFFIDAVIT OF INABILITY TO POST BOND
(SECOND ATTEMPT)**

Sandra Rodriguez

v.

Focus HOA Management, LLC, Harmin Cadis, Brooke Sortor, Anna Schultz

Court of Appeals
Case No.:

Maricopa County Superior Court
Case No.: CV2024-005940
Judge Roderick Coffey,

Sandra Rodriguez
Name of Filing Party


Signature of Filing Party

December 17, 2024
Date

1 Sandra Rodriguez
2 4375 E. Betsy Lane
3 Gilbert, Arizona 85296
4 **Phone Number:** 602-688-9720
5 **Email Address:** sandra.rodriguez0339@gmail.com
6 **Representing:** Self Represented, without a Lawyer

7
8
9 **IN THE COURT OF APPEALS IN THE STATE OF ARIZONA**
10 **IN AND FOR THE COUNTY OF MARICOPA**

11 SANDRA RODRIGUEZ,
12
13 Appellant (Plaintiff),

14 vs.

15 FOCUS HOA MANAGEMENT, LLC,
16 HARMIN CADIS, BROOKE SORTOR,
17 ANNA SCHULTZ
18 Appellees (Defendants),

19 AUGUSTUS H. SHAW IV
20 Appellees Legal Counsel,

Appellate Case No.:

Maricopa Superior Court
Case No.: CV2024-005940

AFFIDAVIT OF INABILITY
TO POST BOND
(SECOND ATTEMPT)

21
22 **TO THE HONORABLE APPELLATE COURT:**

23 I, Sandra Rodriguez, appearing pro se, respectfully submit this motion requesting that the
24 bond for costs pending appeal, pursuant to A.R.S. § 12-1179(B), be waived due to my financial
25 hardship.

- 26 1. I have filed a Notice of Appeal in this matter and was granted a fee waiver due to my
27 income falling well below the federal poverty level.
28

- 1 2. My \$695.96 a month and financial situation leave me unable to meet the requirements for
2 posting a bond for costs pending appeal without suffering significant financial hardship.
- 3 3. The federal poverty guidelines demonstrate that my income level is inadequate to cover
4 such additional financial burdens while supporting basic living needs.
- 5 4. Requiring a bond would create an insurmountable barrier to my ability to pursue my
6 appeal, effectively depriving me of the opportunity for appellate review based solely on
7 my financial status.
- 8 5. Given these circumstances, I respectfully request that the court waive the bond
9 requirement in accordance with the interests of justice, ensuring that my appeal can
10 proceed without causing undue financial strain.

11
12 In support of this request, I attach the necessary documentation verifying my income and
13 financial hardship. (See Exhibit #1 and Exhibit #2) I respectfully ask the court to consider this
14 evidence and grant the waiver of the bond requirement.

15 **WHEREFORE**, I request that the court waive the bond for costs pending appeal under A.R.S. §
16 12-1179(B) due to my inability to pay and current financial hardship.

17 Dated this 17th day of December, 2024.

18
19 Respectfully submitted,

20 

21
22
23 **Sandra Rodriguez**

24 Pro Se Plaintiff/Appellant

25 **CERTIFICATION OF SERVICE**

26 On 17th day of December 2024, I served copies of this *AFFIDAVIT OF INABILITY TO*
27 *POST BOND* was served to all parties on record, including Defendants/Appellees Focus HOA
28 Management, LLC, Harmin Cadis, Brooke Sortor, and Anna Schultz, as well as their legal
counsel, Augustus H. Shaw IV, via U.S. Mail on the 17th day of December 2024.

Department of Economic Security
Family Assistance Administration
P.O. Box 19009
Phoenix, AZ 85005

Case Number: 02910680
Notice Number: X027
Notice Date: July 03, 2024
Program: Nutrition Assistance (NA)

Sandra Rodriguez
4375 E Betsy Ln
Gilbert, AZ 85296

Exhibit # 1

*Proof of Income /
State Benefits*

NUTRITION ASSISTANCE (NA) MID APPROVAL CONTACT (MAC)

**** We now offer all services by telephone ****

Dear Sandra Rodriguez,

IT IS TIME TO COMPLETE YOUR MID-APPROVAL CONTACT (MAC)

Your NA benefits were approved for March 2024 to February 2025, so it is time to complete your Mid-Approval Contact.

IMPORTANT - YOUR NEXT STEP

Complete a Mid-Approval Contact by July 15, 2024.

WAYS TO COMPLETE THE MID-APPROVAL CONTACT

- Visit myfamilybenefits.azdes.gov and complete the form online.
- Call 1 (855) 432-7587, Monday – Friday 8:00 am – 5:00pm, and we will complete the form for you. The TTY/TDD number for the hearing impaired is 7-1-1.
- Complete the form below and return it to us by July 15, 2024:

By mail to:

Department of Economic Security
P.O. Box 19009
Phoenix, AZ 85005-9009

By Fax to:

(602) 257-7031, if faxing from area codes 602, 480, or 623; or 1 (844) 680-9840, toll-free if faxing any other area code.

In-person at any Department of Economic Security, Family Assistance Administration office.

EXHIBIT #2:

PLAINTIFF'S FINANCIAL AFFIDAVIT

CONFIDENTIAL

MOTION IN PROCESS TO SEAL

Dear Appellate Court,

I, Sandra Rodrigues, being first duly sworn, depose and state under penalty of perjury as follows:

1. I am the Plaintiff in the above-entitled action and reside at 4375 E. Betsy Lane Gilbert, Arizona 85296.
2. I currently receive a monthly income of \$695.96 in Child Support.
3. Attached as **Exhibit #1** is a true and correct copy of the documentation evidencing my current income.
4. I affirm that this is the total amount I receive from Child Support, and I have no other significant sources of income.
5. This affidavit is provided to comply in good faith to disclose my current financial status in this legal matter.
6. I certify that the information contained herein is true, correct, and complete to the best of my knowledge and belief, under the laws of the State of Arizona.

Attachments:

1. Nutrition Assistance Approval Letter (Exhibit #1)
2. Affidavit of Financial Status (Exhibit #2)

Respectfully submitted on this day 17th day of December, 2024



Sandra Rodrigues

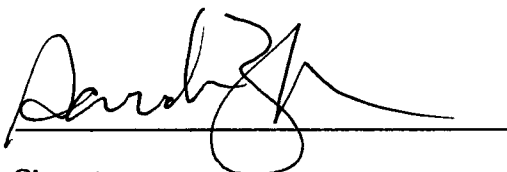
CERTIFICATE OF SERVICE

(Please identify the documents served, who was served, and the method of service for each individual. People served at the same address using the same method may be listed together.)

Short Caption: Affidavit of Inability to Post Bond (Second Attempt)

Document(s) Served: Affidavit of Inability to Post Bond (Second Attempt)

<p>Name(s): <u>Focus HOA Management, LLC</u></p> <p>Address and/or Email: <u>4135 S. Power Road, Ste #133</u> <u>Mesa, Arizona 85212</u></p> <p>Date of Service: <u>12/17/24</u></p>	<p>Method of serving this document (please check one):</p> <p><input checked="" type="checkbox"/> Mail</p> <p><input type="checkbox"/> Electronic service (e.g., email or electronic service through TurboCourt)</p> <p><input type="checkbox"/> Hand-delivery to party</p> <p><input type="checkbox"/> Other (Please explain): _____</p>
<p>Name(s): <u>Anna Schultz, Brooke Sortor, Harmin Cadis</u></p> <p>Address and/or Email: <u>4135 S. Power Road, Ste #133</u> <u>Mesa, Arizona 85212</u></p> <p>Date of Service: <u>12/17/24</u></p>	<p>Method of serving this document (please check one):</p> <p><input checked="" type="checkbox"/> Mail</p> <p><input type="checkbox"/> Electronic service (e.g., email or electronic service through TurboCourt)</p> <p><input type="checkbox"/> Hand-delivery to party</p> <p><input type="checkbox"/> Other (Please explain): _____</p>
<p>Name(s): <u>Augustus H. Shaw IV (Defendant's/Appellees Legal Counsel)</u></p> <p>Address and/or Email: <u>4523 E. Broadway Road</u> <u>Phoenix, Arizona 85040</u></p> <p>Date of Service: <u>12/17/24</u></p>	<p>Method of serving this document (please check one):</p> <p><input checked="" type="checkbox"/> Mail</p> <p><input type="checkbox"/> Electronic service (e.g., email or electronic service through TurboCourt)</p> <p><input type="checkbox"/> Hand-delivery to party</p> <p><input type="checkbox"/> Other (Please explain): _____</p>


Signature