

CLERK OF THE
SUPERIOR COURT
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1 Sandra Rodriguez
2 4375 E. Betsy Lane
3 Gilbert, Arizona 85296
4 **Phone Number:** 602-688-9720
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6 **Representing:** Self Represented, without a Lawyer

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

9
10 SANDRA RODRIGUEZ,

11 **Plaintiff,**

12 vs.

13 GARDENS GILBERT COMMUNITY
14 ASSOCIATION, FOCUS HOA
15 MANAGEMENT, LLC, HARMIN CADIS,
16 BROOKE SORTOR, ANNA SCHULTZ

17 **Defendants,**

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19
20
21 AUGUSTUS H. SHAW IV

22 **Defendant's Legal Counsel,**

**MARICOPA COUNTY
SUPERIOR COURT**
Case No.: CV2024-005940
Judge David McDowell,

**APPEALS COURT (DIVISION
ONE) Case No.: 1 CA-CV 24-0790; 1
CA-CV 25-0040 (Consolidated)**

**PLAINTIFF'S SEPARATE RULE
16(C) REPORT AND PROPOSED
SCHEDULING ORDER (FILED
PURSUANT TO RULE 16(C)(2))**

23 **TO THE HONORABLE JUDGE MCDOWELL:**

24
25 **I. INTRODUCTION**

26 Pursuant to the Court's Minute Entry filed October 23, 2025 (entered October 22, 2025)
27 directing the parties to submit a Joint Report and Proposed Scheduling Order under **Rule 16(c)**,
28 Plaintiff Sandra Rodriguez respectfully submits this **Proposed Statement** of Compliance.

1 This filing updates the procedural posture, clarifies pending disclosure obligations, and
2 proposes a schedule that includes time to amend the civil complaint in accordance with the
3 Arizona Court of Appeals' Memorandum Decision of August 12, 2025 and this Court's
4 directions.

5 **II. PROCEDURAL BACKGROUND**

- 6 1. On **August 12, 2025**, the **Arizona Court of Appeals** affirmed dismissal of certain claims
7 but expressly held that Plaintiff's **discrimination and retaliation claims were**
8 **dismissed *without prejudice***, preserving Plaintiff's right to re-plead those claims through
9 a **Rule 15(a)** amendment.
- 10 2. On **October 22, 2025**, the Hon. David McDowell entered an order lifting the stay
11 imposed by Judge Coffey and *directing all parties to resume discovery and disclosure*.
- 12 3. The same order required the parties to submit a **Joint Rule 16(c) Report and Proposed**
13 **Scheduling Order by November 12, 2025**.
- 14 4. Defendants submitted a draft report on October 24, 2025; however, that document
15 misstates key portions of the procedural record and does not include amendment
16 timelines or the reinstated rights acknowledged by the Court of Appeals.
- 17 5. Plaintiff therefore submits this separate Proposed Statement to ensure full compliance
18 and an accurate record.

19 **III. DISCOVERY AND DISCLOSURE STATUS**

- 20 • The prior discovery stay remained in effect until October 22, 2025.
- 21 • Plaintiff will serve her **Rule 26.1 Initial Disclosure Statement** no later than
22 November 21, 2025, consistent with **Rule 26.1(f)(3)** (30 days after the stay is
23 lifted).
- 24 • As of this filing, Defendants have not yet served their own updated disclosures.
- 25 • Plaintiff has previously submitted extensive supporting materials—HOA records,
26 correspondence, estimates, and photographs—which will be incorporated into her
27 disclosure statement.
- 28

IV. PROPOSED SCHEDULING FRAMEWORK (Rule 16(c))

ACTION/ EVENT	PROPOSED DEADLINE	AUTHORITY / NOTES
File / Serve Rule 26.1 Initial Disclosures	11/21/2025	Rule 26.1(f)(3) (30 days after lifting of stay)
File Motion for Leave to Amend Complaint (Rule 15(a)(4))	12/5/2025	To re-plead discrimination & retaliation claims dismissed without prejudice by the Court of Appeals (Aug 12 2025) and as directed by Judge McDowell (Oct 22 2025 Minute Entry)
Defendants' Response to Motion to Amend	12/19/2025	Rule 7.1(a)
Written Discovery Requests (Interrogatories / RFPs)	12/30/2025	Rule 33 & 34
Completion of Fact Discovery	3/31/2026	Rule 26(b)
Disclosure of Expert Witnesses	4/15/2026	Rule 26.1(d)
Mediation / Settlement Conference	5/15/2026	Rule 16.1
Dispositive Motions Due	6/30/2026	Rule 56
Final Pretrial Conference	8/1/2026	Rule 16(e)
Bench or Jury Trial (Estimated 2-3 Days)	9/1/2026	Court to set

This schedule complies with **Rule 16(c)** and accommodates Plaintiff's **Rule 15** amendment period consistent with both the appellate mandate and this Court's instructions.

1 **V. PENDING AMENDMENT – COMPLIANCE WITH COURT OF**
2 **APPEALS AND RULE 15(a)(4)**

3
4 The Court of Appeals’ Memorandum Decision (Aug 12 2025) held that Plaintiff’s
5 discrimination and retaliation claims were dismissed *without prejudice* and may be re-filed by
6 amendment.

7 Judge McDowell’s October 22 Minute Entry further clarified that Plaintiff may pursue
8 those claims upon filing a Rule 15-compliant motion with a redlined proposed pleading.
9 Accordingly, Plaintiff proposes a deadline of December 5, 2025 to file that motion, with any
10 responses due within 14 days thereafter, ensuring that all claims are properly before the Court
11 early in discovery.

12 **VI. SETTLEMENT AND MEDIATION**

13 Plaintiff is willing to participate in **court-sponsored mediation or a settlement**
14 **conference** once initial disclosures and preliminary discovery are complete (target May 2026).

15 **VII. CONCLUSION**

16
17 Plaintiff submits this Proposed Statement in good faith and in full compliance with the
18 Court’s October 23, 2025 Order. This filing preserves the appellate rights confirmed by the Court
19 of Appeals, incorporates the amendment period authorized by Judge McDowell, and ensures
20 timely progress toward discovery, mediation, and trial.

21 Respectfully submitted this 27th day of October 2025.

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24 Sandra Rodriguez
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1 **VII. CERTIFICATE OF SERVICE**

2 On 27th day of November 2025, I served copies of this ***PLAINTIFF'S PROPOSED***
3 ***STATEMENT IN COMPLIANCE WITH COURT ORDER FILED OCTOBER 23, 2025***for
4 on all parties of record via U.S. Mail.
5

6 **OPPOSING PARTY INFORMATION**

7 **DEFENDANTS:**

- 8 o Gardens Gilbert Community Association
- 9 o Focus HOA Management, LLC
- 10 o Harmin Cadis
- 11 o Brooke Sortor
- 12 o Anna Schultz
- 13 • **Address:** 4135 E. Power Road, Suite 133, Mesa, Arizona 85212

14 **DEFENDANT'S LEGAL COUNSEL:**

- 15 • **Name:** Augustus H. Shaw IV
- 16 • **Firm:** Shaw & Lines, LLC
- 17 • **Address:** 4523 E. Broadway Road, Phoenix, Arizona 85040

18
19 Respectfully submitted this 27th day of October 2025..

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22 Sandra Rodriguez