

1 **1. *Brief Description of the Case:***

2 a. *Defendant's Description of the Case:*

3 Plaintiff filed two related lawsuits in Maricopa County Superior Court: the first,
4 CV2024-005940, against the Gardens Gilbert Community Association; and the second,
5 CV2024-013806, against Focus HOA Management, LLC, Harman Cadis, and Brooke
6 Sortor.
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8 In her complaints, Plaintiff asserts four principal allegations against the
9 Association and its management company:
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- 11 1. the Association refused to provide her with a clear and transparent
12 explanation of their financial practices and infringed on her right to
13 access copies of financial documents;
- 14 2. the Association refused to address a community petition to clean up
15 and maintain the community to the high standards required by the
16 Covenants, Conditions, and Restrictions (hereafter, "CC&Rs");
- 17 3. the Association demonstrated negligence by refusing to keep the
18 community clean and up to those high standards; and
- 19 4. the Association took adverse or retaliatory action against her when she
20 requested help to address community nuisance and lack of cleanliness.

21 On June 25, 2024, Defendants Focus HOA Management, Harman Cadis, and
22 Brooke Sortor filed a Motion to Dismiss related to CV2024-013806. The Superior Court
23 granted that motion by minute entry dated July 24, 2024, and subsequently entered a
24 Final Judgment under Rule 54(c) on September 10, 2024. The judgment dismissed all
25 claims against the management defendants with prejudice and awarded Defendants
26 attorney's fees and taxable costs.

27 Plaintiff appealed. On August 12, 2025, the Arizona Court of Appeals, Division
28 One, issued a Memorandum Decision in Rodriguez v. Focus HOA Management, LLC,

1 et al., Nos. 1 CA-CV 24-0790 and 1 CA-CV 25-0040 (Appeals Court Designated as
2 “Consolidated”), affirmed in part, reversed in part, vacated in part, and remanded. The
3 Court affirmed the dismissal of Plaintiff’s claims for breach of contract, breach of duty,
4 First Amendment violations, failure to provide access to financial records, and
5 discrimination/retaliation, but clarified that those dismissals were without prejudice,
6 correcting the Superior Court’s error in its September 10, 2024 minute entry, which had
7 indicated the dismissals were with prejudice. The Court reversed the dismissal of
8 Plaintiff’s negligence, gross negligence, and intentional tort claims, vacated the award
9 of attorney’s fees and costs, and remanded the case for further proceedings. The opinion
10 clarified that Plaintiff’s remaining negligence-based claims were not properly precluded
11 under Arizona law.
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15 The two cases were consolidated by Superior Court order on September 3, 2025,
16 following Defendants’ Motion to Consolidate based on the August 12, 2025 Appeals
17 Court ruling. The order designated CV2024-005940 as the lead case for all further
18 proceedings. In the same ruling, the Court ordered that the consolidated matter be
19 transferred to the Honorable David McDowell for all subsequent proceedings, replacing
20 the prior assignment to the Honorable Roderick Coffey. The reassignment is
21 administrative in nature and not the result of any party’s or Honorable Coffey’s motion
22 or conduct. Honorable Coffey is no longer on a Civil Assignment, and Honorable
23 McDowell has taken over that calendar and was assigned to this case.
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1 In its decision, the appellate court emphasized that an HOA's obligations under
2 A.R.S. § 33-1805 and the community's CC&Rs include maintaining common areas. It
3 further held that the CC&Rs' Waiver of Damages Clause does not bar claims for gross
4 negligence or intentional misconduct, which must be allowed to proceed.
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6 The current defendants in this matter are:

- 7 (a) Gardens Gilbert Community Association,
- 8 (b) Focus HOA Management, LLC,
- 9 (c) Harman Cadis, and
- 10 (d) Brooke Sortor.

11 Consistent with the Court of Appeals' ruling, the current remaining counts, all
12 solely related to her claim that the Association failed to address a community petition to
13 clean up and maintain the community to the high standards required by the CC&Rs, are:
14

- 15 1. negligence,
- 16 2. gross negligence, and
- 17 3. intentional tort claims.

18 The Association denies those allegations and maintains that it has acted lawfully
19 and in full compliance with the CC&Rs and applicable Arizona statutes.
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21 **2. Tier:** The Parties agreed that this case should be assigned to **Tier 1.**

22 **3. Current Case Status:**

- 23 a. Every Defendant has been served or dismissed. **Yes.**
- 24 b. Every party has filed a responsive pleading. **Yes.**
- 25 c. Plaintiff has served their Initial Disclosure Statement. **No**

1 **4. Amendments:** Defendant anticipates filing an amendment to a pleading that
2 will add a new party to the case: yes no

3 **5. Special Case Management:** Special case management procedures are
4 appropriate: yes no If “yes,” the following case management procedures are
5 appropriate because:

6 enhanced judicial oversight and structured case management are warranted given the
7 procedural history of this matter and will assist in maintaining procedural order, ensuring
8 compliance with the Court’s directives, and preventing any misuse of the litigation
9 process.

10 **6. Settlement:** Defendant agrees to engage in settlement discussions with
11 a settlement judge assigned by the court, or a private mediator.

12 The Defendant will be ready for a settlement conference or a private mediation by
13 Monday, **January 1, 2026.**

14 If the Parties will not engage in a settlement conference or a private mediation,
15 state the reasons(s): _____.

16 **7. Readiness:** This case will be ready for trial by **June 1, 2026.**

17 **8. Jury:** A trial by jury is demanded. **No.**

18 **9. Length of Trial:** The estimated length of trial is **1-3 days.**

19 **10. Summary Jury:** Defendant agrees to a summary jury trial. **No.**

20 **11. Preference:** This case is entitled to a preference for trial pursuant to the
21 following statute or rule: N/A.

22 **12. Special Requirements:** Defendant does not require disability
23 accommodations or an interpreter. At a pretrial conference or at trial, a party will
24 require.

25 disability accommodations (specify)

26 an interpreter (specify language)

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Exhibit “A”

Receptionist

From: Dominick Détente
Sent: Friday, October 24, 2025 10:16 AM
To: Sandra Rodriguez
Cc: Augustus Shaw; Elizabeth Mundall; Diane Fincher; Receptionist
Subject: Joint Status Report (Rule 16(c)) for Your Review – Due to Court by Nov. 12, 2025
Attachments: DRAFT Joint Report (10.24.25).docx; Clean - m11535653.pdf - RULING ON SEVERAL MOTIONS FOR RELIEF - 10.22.2025.pdf

Ms. Rodriguez,

Per the Court's Minute Entry dated October 22, 2025, the parties must submit a Joint Status Report no later than November 12, 2025.

Attached please find a copy of the DRAFT Joint Status Report prepared for filing, along with a copy of the Court's October 22, 2025, Minute Entry.

Our office has also mailed hard copies of these documents to you today for your records.

To ensure we can meet the Court's deadline, please provide your approval or redlined edits by Thursday, November 6, 2025. If we do not hear from you, we will submit our version with an explanation of the parties' positions consistent with Rule 16(c) and advise the Court that Defendant attempted to confer.

Thank you Ms. Rodriguez,

Dominick

Dominick Detente, Esq.
SHAW & LINES, LLC
4523 E. Broadway Rd.
Phoenix, Arizona 85040
480.456.1500

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Exhibit “B”

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OCT 27 2025



CLERK OF THE SUPERIOR COURT
T. SEMENAK
DEPUTY CLERK

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 **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,**

18
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

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

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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

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

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

15 **DEFENDANT'S LEGAL COUNSEL:**

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

20 Respectfully submitted this 27th day of October 2025..

21 

22 Sandra Rodriguez

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

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ACTION/ EVENT	PROPOSED DEADLINE	AUTHORITY / NOTES
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 24 amendment period consistent with both the appellate mandate and this Court's instructions.

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Exhibit “C”

Re: Joint Status Report (Rule 16(c)) for Your Review – Due to Court by Nov. 12, 2025

From Sandra Rodriguez <sandra.rodriguez0339@gmail.com>

Date Wed 10/29/2025 12:01 PM

To Dominick Détente <Dominick@shawlines.com>

Cc Augustus Shaw <ashaw@shawlines.com>; Elizabeth Mundall <elizabeth@shawlines.com>; Diane Fincher <Diane@shawlines.com>; Receptionist <receptionist@shawlines.com>

 1 attachment (4 MB)

Plaintiff Separate Rule 16(c) Report & Proposed Scheduling Order (Clerk Copy) 10.27.25.pdf;

Dear Mr. Shaw,

I have reviewed your proposed Joint Report dated October 24, 2025. While I appreciate your efforts to meet the Court's directive, several sections misstate the current procedural posture and omit reference to claims dismissed without prejudice by the Arizona Court of Appeals.

To preserve the accuracy of the record and ensure compliance with Judge McDowell's October 22, 2025 Minute Entry, I will be submitting my own corrected Rule 16(c) Joint Report. This approach maintains procedural compliance while clarifying the scope of claims, pending Rule 15 amendments, and the current discovery posture.

Given the repeated false and misleading statements made under oath throughout the appellate proceedings—and reflected again in portions of your proposed draft—I cannot, in good faith, sign the version you submitted. Accordingly, I will file my own Rule 16(c) statement and proposed scheduling order directly with the Court.

For transparency, the following corrections should have been incorporated into your version:

1. Case Scope: The discrimination and retaliation claims were dismissed without prejudice and remain subject to amendment under Rule 15(a)(4).
2. Discovery: Plaintiff's disclosures were stayed by court order and will be served promptly now that the stay has been lifted per the October 22 Minute Entry.
3. Procedural Accuracy: The appellate decision vacated the attorney-fee award and reinstated negligence, gross-negligence, and intentional-tort claims.
4. Settlement and Scheduling: Mediation and discovery timelines should align with the reinstated claims and current procedural posture.

CLARIFICATION REGARDING "Initial Disclosures"

Your draft states that "Plaintiff has not served their Initial Disclosure Statement."

That characterization is misleading. Under **Rule 26.1(a)**, Ariz. R. Civ. P., an Initial Disclosure Statement requires each party to exchange core case information, including:

1. A factual statement of each claim or defense;
2. Names and contact information for persons likely to have discoverable information;
3. Copies or descriptions of documents, photos, or other evidence supporting those claims or defenses;
4. Computation of all categories of damages;
5. Any relevant insurance agreements; and
6. Expert disclosures, if applicable.

However, Judge Coffey's January 2025 Stay Order expressly froze all further filings and discovery pending appeal. As a result, I was legally prohibited from serving new disclosures until the stay was lifted. Judge McDowell's October 22, 2025 Minute Entry clearly states:

> "IT IS ORDERED lifting the stay order and directing the parties to resume discovery/disclosure to ensure this matter is ready for a final trial."

Therefore, no party—including the defendants—was permitted to exchange **Rule 26.1** disclosures before October 22, 2025. The reference in your draft omits this critical procedural context.

To date, the defendants have not provided their own Rule 26.1 Disclosure Statement either, despite being equally obligated to do so once the stay was lifted. Both parties are now required to serve updated disclosures consistent with Rule 26.1(a) and the Court's directive to resume discovery.

In addition, I have already submitted numerous supporting exhibits—emails, CC&Rs, billing records, photographs, estimates, and court filings—that satisfy the evidentiary categories of Rule 26.1(a)(4). Those materials will now be incorporated into a formal disclosure statement labeled:

> "Plaintiff's Rule 26.1 Initial Disclosure Statement (Served Pursuant to October 22, 2025 Minute Entry and Rule 26.1, Ariz. R. Civ. P.)"

This statement will be served within 14 days and followed by a Notice of Service filed with the Court.

CONCLUSION

Your assertion that Plaintiff has not served disclosures overlooks both the Court's prior stay and its recent order **reopening discovery**. At this stage, neither party has yet served updated Rule 26.1 disclosures; however, the record will reflect that I am proceeding promptly and in good faith to comply with the Court's directive.

As you know, I have **submitted my own Rule 16(c) Report and Proposed Scheduling Order**, which is attached for your review. Please feel free to report to the Court any areas of alignment or proposed revisions you believe appropriate.

Additionally, I went ahead and mailed you a physical copy of these materials for your reference and records. By serving my updated disclosures now and documenting that timeline, I ensure full procedural compliance and eliminate any potential for mischaracterization in future filings.

Respectfully,

Sandra Rodriguez

On Fri, Oct 24, 2025, 10:16 AM Dominick Détente <Dominick@shawlines.com> wrote:
Ms. Rodriguez,

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Thank you Ms. Rodriguez,

Dominick

Dominick Detente, Esq.
SHAW & LINES, LLC
4523 E. Broadway Rd.
Phoenix, Arizona 85040
480.456.1500

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Exhibit “B”

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

COPY

OCT 27 2025



CLERK OF THE SUPERIOR COURT
T. SEMENAK
DEPUTY CLERK

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,**

18
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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
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16(C) REPORT AND PROPOSED
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8 **dismissed *without prejudice***, preserving Plaintiff's right to re-plead those claims through
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- 21 • Plaintiff will serve her **Rule 26.1 Initial Disclosure Statement** no later than
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23 lifted).
- 24 • As of this filing, Defendants have not yet served their own updated disclosures.
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IV. PROPOSED SCHEDULING FRAMEWORK (Rule 16(c))

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

15 **DEFENDANT'S LEGAL COUNSEL:**

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

20 Respectfully submitted this 27th day of October 2025..

21 

22 Sandra Rodriguez

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Exhibit “C”

Re: Joint Status Report (Rule 16(c)) for Your Review – Due to Court by Nov. 12, 2025

From Sandra Rodriguez <sandra.rodriguez0339@gmail.com>

Date Wed 10/29/2025 12:01 PM

To Dominick Détente <Dominick@shawlines.com>

Cc Augustus Shaw <ashaw@shawlines.com>; Elizabeth Mundall <elizabeth@shawlines.com>; Diane Fincher <Diane@shawlines.com>; Receptionist <receptionist@shawlines.com>

 1 attachment (4 MB)

Plaintiff Separate Rule 16(c) Report & Proposed Scheduling Order (Clerk Copy) 10.27.25.pdf;

Dear Mr. Shaw,

I have reviewed your proposed Joint Report dated October 24, 2025. While I appreciate your efforts to meet the Court's directive, several sections misstate the current procedural posture and omit reference to claims dismissed without prejudice by the Arizona Court of Appeals.

To preserve the accuracy of the record and ensure compliance with Judge McDowell's October 22, 2025 Minute Entry, I will be submitting my own corrected Rule 16(c) Joint Report. This approach maintains procedural compliance while clarifying the scope of claims, pending Rule 15 amendments, and the current discovery posture.

Given the repeated false and misleading statements made under oath throughout the appellate proceedings—and reflected again in portions of your proposed draft—I cannot, in good faith, sign the version you submitted. Accordingly, I will file my own Rule 16(c) statement and proposed scheduling order directly with the Court.

For transparency, the following corrections should have been incorporated into your version:

1. Case Scope: The discrimination and retaliation claims were dismissed without prejudice and remain subject to amendment under Rule 15(a)(4).
2. Discovery: Plaintiff's disclosures were stayed by court order and will be served promptly now that the stay has been lifted per the October 22 Minute Entry.
3. Procedural Accuracy: The appellate decision vacated the attorney-fee award and reinstated negligence, gross-negligence, and intentional-tort claims.
4. Settlement and Scheduling: Mediation and discovery timelines should align with the reinstated claims and current procedural posture.

CLARIFICATION REGARDING "Initial Disclosures"

Your draft states that "Plaintiff has not served their Initial Disclosure Statement."

That characterization is misleading. Under **Rule 26.1(a)**, Ariz. R. Civ. P., an Initial Disclosure Statement requires each party to exchange core case information, including:

1. A factual statement of each claim or defense;
2. Names and contact information for persons likely to have discoverable information;
3. Copies or descriptions of documents, photos, or other evidence supporting those claims or defenses;
4. Computation of all categories of damages;
5. Any relevant insurance agreements; and
6. Expert disclosures, if applicable.

However, Judge Coffey's January 2025 Stay Order expressly froze all further filings and discovery pending appeal. As a result, I was legally prohibited from serving new disclosures until the stay was lifted. Judge McDowell's October 22, 2025 Minute Entry clearly states:

> "IT IS ORDERED lifting the stay order and directing the parties to resume discovery/disclosure to ensure this matter is ready for a final trial."

Therefore, no party—including the defendants—was permitted to exchange **Rule 26.1** disclosures before October 22, 2025. The reference in your draft omits this critical procedural context.

To date, the defendants have not provided their own Rule 26.1 Disclosure Statement either, despite being equally obligated to do so once the stay was lifted. Both parties are now required to serve updated disclosures consistent with Rule 26.1(a) and the Court's directive to resume discovery.

In addition, I have already submitted numerous supporting exhibits—emails, CC&Rs, billing records, photographs, estimates, and court filings—that satisfy the evidentiary categories of Rule 26.1(a)(4). Those materials will now be incorporated into a formal disclosure statement labeled:

> "Plaintiff's Rule 26.1 Initial Disclosure Statement (Served Pursuant to October 22, 2025 Minute Entry and Rule 26.1, Ariz. R. Civ. P.)"

This statement will be served within 14 days and followed by a Notice of Service filed with the Court.

CONCLUSION

Your assertion that Plaintiff has not served disclosures overlooks both the Court's prior stay and its recent order **reopening discovery**. At this stage, neither party has yet served updated Rule 26.1 disclosures; however, the record will reflect that I am proceeding promptly and in good faith to comply with the Court's directive.

As you know, I have **submitted my own Rule 16(c) Report and Proposed Scheduling Order**, which is attached for your review. Please feel free to report to the Court any areas of alignment or proposed revisions you believe appropriate.

Additionally, I went ahead and **mailed you a physical copy** of these materials for your reference and records. By serving my updated disclosures now and documenting that timeline, I ensure full procedural compliance and eliminate any potential for mischaracterization in future filings.

Respectfully,

Sandra Rodriguez

On Fri, Oct 24, 2025, 10:16 AM Dominick Détente <Dominick@shawlines.com> wrote:

Ms. Rodriguez,

Per the Court's Minute Entry dated October 22, 2025, the parties must submit a Joint Status Report no later than November 12, 2025.

Attached please find a copy of the DRAFT Joint Status Report prepared for filing, along with a copy of the Court's October 22, 2025, Minute Entry.

Our office has also mailed hard copies of these documents to you today for your records.

To ensure we can meet the Court's deadline, please provide your approval or redlined edits by Thursday, November 6, 2025. If we do not hear from you, we will submit our version with an explanation of the parties' positions consistent with Rule 16(c) and advise the Court that Defendant attempted to confer.

Thank you Ms. Rodriguez,

Dominick

Dominick Detente, Esq.

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