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*Attorney for Defendant*

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

SANDRA RODRIGUEZ,  
Plaintiff,

vs.

GARDENS GILBERT COMMUNITY  
ASSOCIATION, FOCUS HOA  
MANAGEMENT, LLC, HARMAN  
CADIS, ANNA SCHULTZ, AND  
BROOKE SORTOR,

Defendant.

Case No. CV2024-005940

**RESPONSE TO PLAINTIFF’S  
MOTION TO COMPEL AND  
CONTINUED BREACH OF  
CONSTITUTIONAL VIOLATIONS**

**AND**

**CROSS-MOTION FOR SANCTIONS**

Defendants Gardens Gilbert Community Association, Focus HOA Management, LLC, Harman Cadis, Brooke Sortor, and Anna Schultz (hereafter, the “Defendants”) by and through undersigned counsel, hereby submit this Response to Plaintiff’s Motion to Compel and Continued Breach of Constitutional Violations (hereafter, the “Motion”). It should be noted that the Plaintiff failed to abide by Rule 7.2(a) Ariz. R. Civ. P., Rule 26(d) Ariz. R. Civ. P or Rule 26(i) Ariz. R. Civ. P regarding her discovery dispute. The Plaintiff never contacted the Defendants’ counsel to discuss her discovery or disclosure concerns nor did the Plaintiff attempt to meet and confer with the Defendants’ counsel. Therefore, the Motion should be denied.

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1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **I. PLAINTIFF’S MOTION SHOULD BE DENIED.**

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4 Plaintiff’s Motion is both procedurally and substantively improper. Plaintiff failed  
5 to abide by Rule 26(d) Ariz. R. Civ. P or Rule 26(i) Ariz. R. Civ. P. concerning consulting  
6 with Defendants’ counsel prior to filing her motion. Moreover, Plaintiff’s Motion seeks  
7 relief previously sought in other motions filed with the Court, such as Plaintiff’s Motion  
8 to Amend Civil Complaint, Extend Time, Temporarily Pause Discovery filed on or about  
9 November 26, 2025.

10 Finally, Plaintiff’s Motion is, in essence, a Motion in Limine pursuant to Rule 7.2  
11 Ariz. R. Civ. P. Under Rule 7.2(a) Ariz. R. Civ. P., Motions in Limine require the parties  
12 to “confer and identify any disputed evidentiary issue they anticipate will be the subject  
13 of a motion in limine.” Plaintiff did not attempt to confer with Defendants’ counsel before  
14 filing her Motion.

15 Moreover, the Motion is premature. Such motions are to be filed no later than 30  
16 days before the Trial Management Conference pursuant to Rule 7.2(b) Ariz. R. Civ. P.

17 As such, Plaintiff’s Motion should be wholly disregarded and denied.

18 **II. THE COURT SHOULD IMPOSE SANCTIONS AGAINST THE  
19 PLAINTIFF, NOT THE DEFENDANTS.**

20 Plaintiff asks the Court to issue sanctions against Defendants and their counsel.  
21 Defendants and their counsel, however, have fully complied with the Court’s orders and  
22 the Arizona Rules of Civil Procedure. It is Plaintiff who has blatantly and repeatedly failed  
23 to adhere to the Court’s directives or the Arizona Rules of Civil Procedure.

24 Plaintiff’s Motion is yet another example of her pattern of baseless accusations,  
25 duplicative arguments, and misuse of judicial resources. Her filings consistently reiterate  
26 the same unsupported claims against Defendants and their counsel, despite clear guidance  
27 from the Court.  
28

1 Plaintiff has shown a complete disregard for the Arizona Rules of Civil Procedure  
2 and the authority of this Court. Unless and until she is sanctioned, she will continue to  
3 abuse the legal process.

4 As such, pursuant to Rule 26(h) Ariz. R. Civ. P and Rule 11 Ariz. R. Civ. P., the  
5 Defendants beseech the Court to award sanctions against the Plaintiff in the amount of the  
6 Defendant's attorney's fees and costs to respond to the Plaintiff's inappropriate Motion  
7 and grant such other relief as the Court deems just and appropriate.

8 Plaintiff's conduct has resulted in the needless expenditure of attorneys' fees and  
9 has severely undermined the orderly progress of this litigation. Without meaningful  
10 consequences, this behavior will persist.

11 **III. CONCLUSION.**

12 Based on the Arizona Rules of Civil Procedure, Plaintiff's Motion should be  
13 denied. Also, the Defendants should be awarded their attorney's fees and costs incurred  
14 in responding to the Motion as a Sanction or pursuant to any other relief available to the  
15 Court.

16 DATED this 2nd day of December 2025.

17 **SHAW & LINES, LLC**

18 

19 Augustus H. Shaw IV, Esq.

20 4523 E. Broadway Rd.

21 Phoenix, Arizona 85040

*Attorneys for Defendant*

22 ORIGINAL submitted for filing this  
23 2nd day of December 2025 to:

24 Clerk of the Court  
25 Maricopa County Superior Court  
26 (Via E-Filing online – Turbo Court)

27 COPY of the foregoing mailed this  
28 2nd day of December 2025 to:

1 Sandra Rodriquez  
2 4735 E Besty Lane  
3 Gilbert, Arizona 85296  
4 *Defendant*

5 By: /s/ Diane Fincher

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