

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 an Arizona non profit
15 corporation; FOCUS HOA
16 MANAGEMENT, LLC, and Arizona
17 limited liability company; HARMIN
18 CADIS, BROOKE SORTOR, ANNA
19 SCHULTZ

20 **Defendants,**

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

EMERGENCY
MOTION FOR INJUNCTION
AGAINST HARASSMENT
(Ariz. R. Civ. P. 65 — Non-Judicial Conduct Only)

21 **TO THE HONORABLE JUDGE MCDOWELL:**

22 Petitioner Sandra Rodriguez respectfully moves this Court for an Injunction Against
23 Harassment pursuant to A.R.S. § 12-1809 and the Arizona Rules of Protective Order Procedure
24 based on a continuing and escalating pattern of non-judicial conduct directed at Petitioner and her
25 minor children. The conduct described below is separate from, and not authorized by, any court
26 order, and has resulted in substantial fear, disruption, and harm within Petitioner's home.

27 This Motion is not premised on disagreement with the Court's discovery rulings,
28 scheduling orders, or procedural directives, all of which Petitioner continues to respect and
follow. Rather, this request arises from extra-judicial acts that have persisted and intensified

1 despite prior attempts to seek judicial intervention, and which now present exceptional and
2 immediate safety concerns that were not previously before the Court in this posture.

3 **I. JURISDICTION AND AUTHORITY**

4
5 This Court has jurisdiction under A.R.S. § 12-1809 and ARPOP Rules 1, 5, 10, and 23 to
6 issue an Injunction Against Harassment where a respondent has engaged in a series of acts
7 directed at a specific person that would cause a reasonable person to feel seriously alarmed,
8 harassed, or intimidated, and that in fact causes such distress.

9 Consistent with ARPOP and controlling Arizona law, harassment does not include lawful
10 participation in court proceedings or good-faith advocacy. However, harassment does include
11 conduct occurring outside legitimate judicial process, such as retaliatory or false third-party
12 reports, surveillance or monitoring of a residence, use of intermediaries to intimidate or
13 investigate, or conduct undertaken for the purpose of retaliation or prejudice rather than lawful
14 dispute resolution. This Motion is narrowly limited to such conduct.

15 **II. PROTECTED PERSONS**

16 The protected persons are Petitioner Sandra Rodriguez and her minor children residing in
17 the home. Petitioner is an indigent litigant recognized as such by multiple courts. The conduct
18 described herein has directly affected the safety, emotional well-being, and daily stability of the
19 children, elevating this matter beyond ordinary litigation stress.

20 **III. RESPONDENTS**

21
22 Respondents include all named Defendants in the consolidated civil action. Respondents
23 also include defense counsel only to the limited extent permitted under ARPOP, and only with
24 respect to conduct occurring outside legitimate advocacy or court-ordered process. Petitioner does
25 not seek to restrain filings, court appearances, discovery responses, or other lawful acts of
26 representation.

27 **IV. FACTUAL BASIS – COURSE OF HARASSING CONDUCT**

28 Since the initiation of this litigation, Respondents have engaged in a repeated pattern of
surveillance-type conduct at or near Petitioner's residence. This has included individuals

1 repeatedly driving by, stopping, observing the home, and positioning phones or cameras toward
2 the residence. These acts have occurred with sufficient frequency and visibility that Petitioner and
3 her children reasonably perceive they are being monitored. As a result, the family no longer feels
4 safe in their neighborhood and has altered daily routines out of fear.

5 This conduct is not isolated. It reflects a continuing pattern previously described in
6 Petitioner's Amended Civil Complaint and related filings, and has escalated rather than subsided.
7 The cumulative effect of these acts has transformed Petitioner's home from a place of safety into
8 a source of ongoing anxiety for both Petitioner and her children.

9 **V. FALSE ALLEGATIONS AND THIRD-PARTY GOVERNMENT INTRUSION**

10
11 On or about November 26, 2025, Respondents served discovery materials alleging that
12 Petitioner was operating an in-home daycare and engaging in undisclosed self-employment.
13 Those allegations were subsequently acted upon outside the litigation process.

14 On November 11, 2025, and again thereafter, an investigator from the Arizona
15 Department of Economic Security, Office of Inspector General appeared at Petitioner's home
16 investigating claims that Petitioner was operating an in-home daycare. Over the January 2, 2025
17 weekend, Petitioner received notice that a fraudulently completed application had been submitted
18 on her behalf falsely claiming self-employment. Petitioner did not submit, authorize, or consent
19 to any such application and denies the allegations in their entirety.

20 The mirroring of discovery allegations and third-party governmental intrusion has
21 materially intensified the impact of Respondents' conduct and contributed directly to the fear and
22 disruption experienced by Petitioner and her children.

23 **VI. LITIGATION POSTURE USED AS PRETEXT FOR NON-JUDICIAL**
24 **CONDUCT**

25 Respondents have repeatedly invoked litigation posture to justify actions that extend
26 beyond the courtroom. Discovery demands have included requests for AHCCCS and SNAP
27 records, extensive financial and medical information, and allegations unrelated to the remaining
28 claims in this case.

1 On December 22, 2025, Petitioner conducted a good-faith Rule 26(d) consultation with
2 defense counsel requesting that these matters be narrowed or withdrawn. Counsel declined and
3 referenced unspecified “court orders.” Petitioner does not contend that any court order authorizes
4 surveillance, third-party investigations, or intrusion into her home life. This Motion does not seek
5 discovery relief and is not intended to circumvent Rule 26(d); it seeks protection from conduct
6 outside the discovery framework.

7 **VII. RETALIATORY PATTERN AND CHANGED CIRCUMSTANCES**

8 Respondents have repeatedly characterized Petitioner as “*vexatious*,” while
9 simultaneously engaging in conduct that has escalated in frequency and severity. This includes
10 surveillance of the home, third-party investigations, and obstruction of basic HOA processes.

11 Between April and June 2025, while Petitioner sought a basic architectural approval form
12 to address emergency black mold exposure affecting her family’s health, Respondents delayed
13 and obstructed her request and treated her differently from similarly situated homeowners. This
14 occurred during a documented health emergency and is part of the same retaliatory pattern now
15 manifesting in surveillance and governmental intrusion.

16 **VIII. PRIOR REQUESTS FOR PROTECTION AND NECESSITY OF** 17 **EMERGENCY RELIEF**

18 Petitioner previously sought protective relief under ARPOP, which was denied. Those
19 rulings did not include findings that harassment was nonexistent. Since those rulings, the conduct
20 described herein has escalated, creating new and immediate safety concerns, particularly for
21 Petitioner’s children. These developments constitute changed and exceptional circumstances
22 warranting renewed consideration.

23 **IX. LEGAL STANDARD AND APPLICATION**

24 An injunction may issue where there is a series of acts directed at a specific person that
25 would cause a reasonable person to feel harassed or intimidated and that actually causes such
26 distress. Respondents’ conduct satisfies this standard through repeated acts over time, use of third-
27 party investigators, surveillance of the home, and retaliatory conduct lacking a legitimate, non-
28 pretextual purpose.

1 This request seeks prospective, narrowly tailored relief and does not interfere with lawful
2 discovery, filings, or court-ordered procedures.

3
4 **X. REQUESTED RELIEF**

5 Petitioner respectfully requests that the Court issue an Injunction Against Harassment
6 prohibiting Respondents from making or causing false or retaliatory reports to government
7 agencies, encouraging investigations absent express judicial authorization, directly or indirectly
8 surveilling Petitioner's residence, or contacting Petitioner outside formal court-approved
9 channels. Petitioner further requests any additional relief the Court deems just and proper under
10 ARPOP.

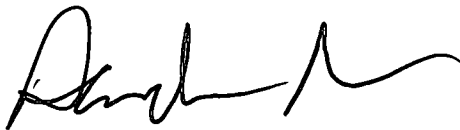
11 **XI. PRESERVATION OF RIGHTS AND NOTICE**

12 Petitioner respectfully notes that, given the ongoing and escalating nature of the conduct
13 described, denial of this Motion would leave Petitioner and her minor children without protection
14 from conditions that continue to worsen despite repeated requests for judicial intervention.
15 Accordingly, Petitioner expressly preserves all appellate and special-action rights arising from
16 any denial of this request, solely for purposes of record preservation and in accordance with
17 Arizona law. This statement is not intended to challenge the Court's authority or prior rulings,
18 but to ensure the record accurately reflects the seriousness and urgency of the circumstances
19 presented.

20 **XII. VERIFICATION**

21 I declare under penalty of perjury under the laws of the State of Arizona that the foregoing
22 is true and correct to the best of my knowledge.

23
24
25 Respectfully submitted this 5th day of January 2026.

26 

27 Sandra Rodriguez
28

1 **VIII. CERTIFICATE OF SERVICE**

2
3 I served copies of this **EMERGENCY MOTION FOR INJUNCTION AGAINST**
4 **HARASSMENT** for on all parties of record via U.S. Mail and Email.

5
6 **OPPOSING PARTY INFORMATION**

7 **DEFENDANTS:**

- 8 ○ Gardens Gilbert Community Association
- 9 ○ Focus HOA Management, LLC
- 10 ○ Harmin Cadis
- 11 ○ Brooke Sortor
- 12 ○ 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:** 1490 S. Price Road, Suite 318 Chandler, Arizona 85286

18 Respectfully submitted this 5th day of January 2026.

19 

20
21 Sandra Rodriguez

EXHIBIT 1

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
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13 GARDENS GILBERT COMMUNITY
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15 corporation; FOCUS HOA
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17 limited liability company; HARMIN
18 CADIS, BROOKE SORTOR, ANNA
19 SCHULTZ
20 **Defendants,**

**SWORN AFFIDAVIT
OF SANDRA RODRIGUEZ**

21
22 **PETITIONER:**

23 Sandra Rodriguez
24 4375 E. Betsy Lane
25 Gilbert, Arizona 85296

26 **RESPONDENTS:**

27 (Each Respondent is listed separately for service purposes)

28 1. **Gardens Gilbert Community Association**

4135 E. Power Road, Suite 133, Mesa, Arizona 85212

1 **II. SPECIFIC ACTS OF HARASSMENT (WITHIN THE LAST 12 MONTHS)**

2 The following are specific, discrete acts constituting a course of conduct, not isolated incidents:

3
4 **1. SURVEILLANCE OF MY HOME (202 – 2025 to Present)**

5 On multiple occasions throughout 2025 and continuing into 2026, individuals
6 associated with or acting on behalf of Respondents repeatedly drove by, stopped, and
7 observed my residence. On several occasions, individuals were positioned in vehicles
8 or on foot with phones or cameras directed toward my home. This conduct occurred
9 at varying times of day and was observed by both me and my minor children.

10
11 **2. FALSE ALLEGATIONS LEADING TO GOVERNMENT INVESTIGATIONS**
12 **(November 2025 – January 2026)**

13 On or about November 26, 2025, Respondents served discovery materials falsely
14 alleging that I was operating an in-home daycare and engaging in undisclosed self-
15 employment. Shortly thereafter, these same allegations resulted in third-party
16 government intrusion.

17 On November 11, 2025, and again thereafter, an investigator from the Arizona
18 Department of Economic Security Office of Inspector General came to my home
19 investigating claims that I was operating an in-home daycare.

20 Over the January 2, 2025 weekend, I received notice that a fraudulently completed
21 application had been submitted on my behalf falsely claiming self-employment. I did
22 not submit, authorize, or consent to this application. Creating damages leaving me
23 without medical insurance.

24 **3. USE OF LITIGATION AS A PRETEXT FOR HARASSMENT (2025)**

25 Respondents repeatedly made discovery demands and accusations unrelated to the
26 claims in the case, including inquiries into my public-assistance benefits and alleged
27 daycare operations. On December 22, 2025, I participated in a good-faith Rule 26(d)
28 consultation requesting these matters be withdrawn or narrowed. Counsel refused and

1 invoked unspecified “court orders,” despite no order authorizing surveillance,
2 investigations, or targeting of my home.

3 **4. RETALIATORY OBSTRUCTION DURING HEALTH EMERGENCY**
4 **(April–June 2025)**

5
6 Between April and June 2025, during a documented emergency black-mold exposure
7 affecting my family’s health, Respondents refused to provide a routine architectural
8 approval form required to perform repairs. Despite repeated written requests, I was
9 treated differently than other homeowners, and the obstruction occurred alongside
10 escalating hostility related to my pursuit of legal claims.

11 *Supporting Evidence:* Emails, HOA records, medical documentation.

12 **III. SUPPORTING EVIDENCE ATTACHED**

13 The record demonstrates, I have submitted the following physical evidence in support of
14 this Petition:

- 15
- 16 • Photographs and videos of individuals surveilling my residence
 - 17 • Email correspondence and discovery materials containing false allegations
 - 18 • Government correspondence and investigator contact records (See Exh
 - 19 • Logs documenting dates, times, and frequency of incidents
 - 20 • HOA communications showing retaliatory obstruction
- 21
22

23 These exhibits demonstrate a pattern of conduct, not mere allegations.

24 **IV. IMPACT ON ME AND MY CHILDREN**

25
26 Respondents’ conduct would cause a reasonable person to feel seriously alarmed,
27 harassed, and intimidated. It has, in fact, caused me and my minor children serious alarm and
28 distress.

1 As a result of Respondents' actions:

- 2
- 3 • My children are afraid when unfamiliar vehicles stop near our home
 - 4 • We no longer feel safe in our neighborhood
 - 5 • Our daily routines have been altered to avoid perceived monitoring
 - 6 • I experience ongoing fear that further false reports or investigations will occur
- 7

8 This conduct has transformed my home from a place of safety into a source of fear.

9

10 V. REQUEST FOR RELIEF

11 I respectfully request that the Court issue an **Injunction Against Harassment** Prohibiting
12 Respondents from:

- 13 • Directly or indirectly surveilling my residence
 - 14 • Making or causing false or retaliatory reports to government agencies
 - 15 • Initiating investigations absent express judicial authorization
 - 16 • Contacting me outside formal court-approved channels
- 17
- 18

19 I request this relief to protect myself and my minor children from further harassment.

20

21 VI. SWORN VERIFICATION

22 I declare under penalty of perjury under the laws of the State of Arizona that the statements made
23 in this Petition are true and correct to the best of my knowledge and belief.

24 Respectfully submitted this 5th day of January 2026.

25 

26
27 Sandra Rodriguez