

**Shaw & Lines, LLC**

4523 E. Broadway Road

Phoenix, AZ 85040

Phone (480) 456-1500

Facsimile (480) 456-1515

[www.shawlines.com](http://www.shawlines.com)

Augustus H. Shaw IV - #021593

Mark E. Lines - #020553

Patrick J. Whelan - #030994

*Attorneys for Defendant*

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**

**IN AND FOR THE COUNTY OF MARICOPA**

R.L. WHITMER,

Plaintiff,

v.

HILTON CASITAS HOMEOWNERS  
ASSOCIATION, also known as HILTON  
CASITAS COUNCIL OF  
HOMEOWNERS, also known as  
COUNCIL OF CO-OWNERS, also  
known as HILTON CASITAS  
COUNCIL OF CO-OWNERS,

Defendant.<sup>1</sup>

Case No. CV2016-055080

**NOTICE OF APPEAL**

*(Assigned to the Hon. Lisa Daniel Flores)*

NOTICE IS GIVEN THAT Defendant, Hilton Casitas Council of Homeowners, also known as Hilton Casitas Homeowners Association, also known as Council of Co-Owners, also known as Hilton Casitas Council of Co-Owners (the “Defendant”), hereby appeals to the Court of Appeals – Division One pursuant to A.R.S. § 12-2101(A)(1), from the Honorable Lisa Daniel Flores’s Rule 54(c) Judgment, entered October 18, 2019 in the above-captioned matter, denying Defendant’s application for attorneys’ fees.

<sup>1</sup> The caption reflects the Court’s Minute Entry Order, dated March 26<sup>th</sup>, filed April 1<sup>st</sup> and amended April 8<sup>th</sup>, 2019, dismissing Michael Bengson from Plaintiff’s First Amended Verified Complaint.

1 The relevant parties are:

2 R.L. Whitmer  
3 6333 N. Scottsdale Road  
4 Casita 21  
5 Scottsdale, Arizona 85250  
*Plaintiff, Pro Per*

Hilton Casitas Council of Homeowners  
c/o Shaw & Lines, LLC  
4523 E. Broadway Road  
Phoenix, Arizona 85040  
*Attorneys for Defendant*

6 RESPECTFULLY SUBMITTED this 14<sup>th</sup> day of November, 2019.

8 **SHAW & LINES, LLC**

9 /s/ Augustus H. Shaw IV  
10 Augustus H. Shaw IV  
11 Patrick J. Whelan  
12 4523 E. Broadway Road  
13 Phoenix, Arizona 85040  
*Attorneys for Defendant*

14 ORIGINAL of the foregoing submitted for filing  
15 this 14<sup>th</sup> day of November 2019, to:

16 Clerk of the Court  
17 Maricopa County Superior Court  
c/o Honorable Lisa Daniel Flores

18 COPY of the foregoing mailed  
19 this 14<sup>th</sup> day of November 2019, to:

20 R.L. Whitmer  
21 6333 N. Scottsdale Road  
22 Casita 21  
23 Scottsdale, Arizona 85250  
*Plaintiff, Pro Per*

24 By:   
25  
26  
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