

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2010-022485

12/23/2011

HONORABLE MARK H. BRAIN

CLERK OF THE COURT
T. Nosker
Deputy

MARITIME SAVINGS BANK, et al.

HENRY L TIMMERMAN

v.

JESS MARSHALL, et al.

JESS MARSHALL
16605 E PALISADES BLVD 110-396
FOUNTAIN HILLS AZ 85268

GENE MARSHALL
16605 E PALISADES BLVD 110-396
FOUNTAIN HILLS AZ 85268

RULING MINUTE ENTRY

The Court has reviewed defendants' motion for rehearing. It does not appear that this motion was served on plaintiff. Regardless, the motion does not raise an appropriate basis for a rehearing (and regarding defendants' suggestion that the appraisal was not notarized, defendants overlook the affidavit that was also filed with the motion for summary judgment). Accordingly, the motion for rehearing is DENIED.

The Court has also reviewed plaintiff's motion to extend case on the inactive calendar. Given that the Court has today signed and filed the judgment, that motion is DENIED AS MOOT. Finally, the Court notes that it has changed the interest rate in the judgment to 4.25% per annum because the note does not indicate that its rate will apply to an award of fees and costs.

ALERT: Effective September 1, 2011, the Arizona Supreme Court Administrative Order 2011-87 directs the Clerk's Office not to accept paper filings from attorneys in civil cases. Civil cases must still be initiated on paper; however, subsequent documents must be eFiled through AZTurboCourt unless an exception defined in the Administrative Order applies.