

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2013-001877

06/01/2015

HON. JOHN REA

CLERK OF THE COURT
L. Gilbert
Deputy

JAN AITKEN, et al.

GREGORY G MCGILL

v.

JAMES SMITH, et al.

JAMES SMITH
1225 ROXBORO ROAD
LONGWOOD FL 32750

CLAIR W LANE
HOWARD C MEYERS
HENRY M STEIN
HERMAN JASON COHEN

MINUTE ENTRY

The Court took under advisement the Snyder Defendants' Motion to Dismiss/Motion for Summary Judgment. The motion was filed June 24, 2013. Plaintiffs were given a year and a half to conduct discovery for their response. After consideration of the written and oral argument,

IT IS ORDERED the Snyder Defendants' Motion for Summary Judgment is granted.

Discussion

The Plaintiffs have alleged a fraudulent scheme centered on real estate investments in Phoenix. Defendants include James Smith, the financial advisor who organized expensive investment seminars and promoted the investments, and the sellers of the condominium units. The Snyder Defendants were the real estate agents who represented the Plaintiffs/Buyers.

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The crux of the Plaintiffs' fraud claims is their allegation of "an inflated appraisal scheme to increase the valuations of the individual condominium units." In their motion, the Snyder Defendants expressly denied making any false statements or knowing of any improper statements or conduct by the other Defendants. After being given ample time to conduct discovery, the Plaintiffs have offered no direct evidence and no circumstantial evidence that would give rise to a reasonable inference of liability creating conduct by the Snyder Defendants.