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RHESTIMP.0004  
*Attorneys for Plaintiff*

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

ROLLING HILLS ESTATES  
IMPROVEMENT ASSOCIATION, an  
Arizona non-profit corporation,

Plaintiff,

v.

SCANNER INC., a Montana for-profit  
corporation, and RASHID MOSLEY, an  
individual,

Defendant.

Case No. CV2022-00242

**PLAINTIFF'S REQUEST TO  
CONTINUE HEARING RE: ORDER TO  
SHOW CAUSE  
~AND~  
REQUEST TO APPEAR  
TELEPHONICALLY  
OR BY VIDEO CONFERENCE**

Assigned to Hon. Dan R. Slayton

Plaintiff Rolling Hills Estates Improvement Association, hereby requests.

**If Defendant fails to appear at this rescheduled hearing, the Court may impose injunctive relief without further notice to him.**

Because the Association did not learn that the Property was transferred from Defendant Mosley to Defendant Scanner Inc. until after the original pleadings were filed and out for service upon Defendant Mosley, pursuant to Rule 15(a)(1), *Ariz.R.Civ.P.*, it is allowed to amend these pleadings once as a matter of course upon learning of said transfer. As soon as the Association learned that Defendant Mosley transferred the Property to Defendant Scanner Inc., it pulled the



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1 service from the process server and amended these pleadings to add Defendant Scanner Inc. Once  
2 these documents are filed with the Court and the Court has rescheduled the return hearing on the  
3 Order to Show Cause, the Association will move forward to serve both Defendants pursuant to  
4 Rules 4, 4.1 or 4.2, *Ariz.R.Civ.P.*, as applicable.

5  
6 The Association respectfully requests that its undersigned counsel be permitted to appear  
7 telephonically or by video conference at the Order to Show Cause hearing before the Honorable  
8 Dan Slayton, for the reasons that the costs and travel time from Phoenix to Flagstaff for what the  
9 Association believes will be a very short return hearing imposes an undue burden upon the  
10 Association. Allowing the Association's counsel to appear remotely will help to conserve the  
11 Association's limited financial resources.

12  
13 The Association files simultaneously herewith a proposed form of Order for the convenience  
14 of the Court.

15  
16 RESPECTFULLY SUBMITTED this 3rd day of June, 2022.

17 **Carpenter, Hazlewood, Delgado & Bolen, LLP**

18 By: /s/ Nicole D. Payne  
19 Edith I. Rudder  
20 Nicole D. Payne  
21 1400 East Southern Avenue, Suite 400  
22 Tempe, Arizona 85282  
23 *Attorneys for Plaintiff*

24  
25 .../

1 **CERTIFICATE OF SERVICE**

2 ORIGINAL of the foregoing e-FILED this  
3 3rd day of June, 2022, at:

4 Coconino County Superior Court

5 COPY of the delivered electronically this  
6 3rd day of June, 2022, to:

7 Hon. Dan Slayton

8 By: /s/ Katie M. Lilje

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