

**Arizona Supreme Court**  
**Civil Petition for Review - Appeal**

**CV-23-0292-PR**

**STATE, et al v FOOTHILLS/HANKE, et al**

**Appellate Case Information**

Case Filed: 13-Dec-2023

Case Closed:

**Dept/Composition**

**Side 1. STATE OF ARIZONA, et al., Plaintiff/Appellant**

(Litigant Group) STATE OF ARIZONA, et al.

- State of Arizona
- John Halikowski

**Attorneys for: Plaintiff/Appellant**

Michelle Burton, Esq. (AZ Bar No. 30311)

Joe Acosta, Jr, Esq. (AZ Bar No. 5378)

Kristin K. Mayes, Esq. (AZ Bar No. 022584)

**Side 2. FOOTHILLS RESERVE MASTER OWNERS ASSOCIATION, INC., Defendant/Appellee**

(Litigant Group) FOOTHILLS RESERVE MASTER OWNERS ASSOCIATION, INC.

- Foothills Reserve Master Owners Association Inc

**Attorneys for: Defendant/Appellee**

Dale S Zeitlin, Esq. (AZ Bar No. 6615)

Casandra C. Markoff, Esq. (AZ Bar No. 33990)

**Side 3. DIETMAR HANKE, et al., Intervenor/Appellee**

(Litigant Group) DIETMAR HANKE, et al.

- Dietmar Hanke
- Linda Hanke

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**Attorneys for: Intervenor/Appellee**

**Side 4. GOLDWATER INSTITUTE, Amicus Curiae**

(Litigant Group) GOLDWATER INSTITUTE

- Goldwater Institute

**Attorneys for: Amicus Curiae**

Timothy Sandefur, Esq. (AZ Bar No. 33670)

**CASE STATUS**

Dec 13, 2023....Pending

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
1 CA 1 CA-CV 22-0371					
↗ MAR CV2017-010359	Eminent Domain, Condemnation		Timothy J Thomason, Authoring Judge of Order Comments: (none)		

**13 PROCEEDING ENTRIES**

- 13-Dec-2023 FILED: Motion for Procedural Order Extending Time to File Petition for Review; Certificate of Service (Appellee Foothills Reserve)
- 14-Dec-2023 A "Motion for Procedural Order Extending Time to File Petition for Review" (Appellee Foothills Reserve) having been filed on December 13, 2023,  
  
IT IS ORDERED granting a first extension of time to file the petition for review on or before February 9, 2023. No further extensions of time shall be granted absent extraordinary circumstances. This matter is subject to dismissal if the petition for review is not filed by February 9, 2023. (Tracie K. Lindeman, Clerk)
- 15-Dec-2023 A "Motion for Procedural Order Extending Time to File Petition for Review" (Appellee Foothills Reserve) having been filed on December 13, 2023,  
  
IT IS ORDERED granting a first extension of time to file the petition for review on or before February 9, 2024. No further extensions of time shall be granted absent extraordinary circumstances. This matter is subject to dismissal if the petition for review is not filed by February 9, 2024. (Tracie K. Lindeman, Clerk)
- 5-Feb-2024 FILED: Petition for Review of Defendant/Appellee Foothills Reserve Master Owners Association, Inc.; [Replaced by 2/6/24 Filing] Certificate of Service; Certificate of Compliance; Opinion; Order (MCSC) Filed 7/2/19 (Appellee Foothills Reserve)
- 5-Feb-2024 FILED: Record from CofA: Electronic Record

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6.	6-Feb-2024	FILED: Notice of Amended Certificate of Service; Amended Certificate of Service; (Duplicate) Petition for Review of Defendant/Appellee Foothills Reserve Master Owners Association, Inc.; (Duplicate) Certificate of Compliance (Appellee)
7.	8-Feb-2024	RECEIPT No.: 2024-00018 ; \$280.00, Authorization: 8563024724050747, Applied to: FOOTHILLS RESERVE MASTER OWNERS ASSOCIATION, INC. - Class A Filing Fee (\$280.00) Paid for: FOOTHILLS RESERVE MASTER OWNERS ASSOCIATION, INC. - By nCourt LLC
8.	29-Feb-2024	FILED: Unopposed Motion for Procedural Order Extending Time to File Response to Petition for Review; Certificate of Service (Appellants State, et al.)
9.	4-Mar-2024	An "Unopposed Motion for Procedural Order Extending Time to File Response to Petition for Review" (Appellants State of Arizona, et al.) having been filed on February 29, 2024,  IT IS ORDERED granting a first extension of time to file the response to petition for review on or before April 5, 2024. No further extensions of time shall be granted absent extraordinary circumstances. (Tracie K. Lindeman, Clerk)
10.	22-Mar-2024	FILED: Notice of Recent Articles Regarding the Court of Appeals Opinion; Certificate of Service; Exhibit 1; Exhibit 2 (Appellee Foothills Reserve)
11.	5-Apr-2024	FILED: Response to Petition for Review; Certificate of Service; Certificate of Compliance (Appellants State, et al.)
12.	26-Apr-2024	FILED: Brief Amicus Curiae of Goldwater Institute in Support of Petition for Review Filed with Consent of all Parties; Certificate of Service; Certificate of Compliance (Amicus Goldwater)
13.	26-Apr-2024	FILED: Consent of All Parties (Amicus Goldwater)