

2012 MAY 30 PM 3:40 ✓

SANDRA K HARKHAM, CLERK  
BY: J. DEROIS

1 FAVOUR, MOORE & WILHELMSSEN, P.A.  
Post Office Box 1391  
2 Prescott, AZ 86302-1391  
Telephone: 928/445-2444  
3 Facsimile: 928/771-0450  
FMWlaw@FMWlaw.net

4 David K. Wilhelmsen, #007112  
5 Marguerite Kirk, #018054

6 Attorneys for James Varilek

7  
8 IN THE SUPERIOR COURT OF ARIZONA  
9 COUNTY OF YAVAPAI

10 **JOHN B. CUNDIFF** and **BARBARA C.** )  
11 **CUNDIFF**, husband and wife; **ELIZABETH** )  
12 **NASH**, a married woman dealing with her )  
separate property; **KENNETH PAGE** and )  
13 **KATHRYN PAGE**, as Trustee of the Kenneth )  
Page and Catherine Page Trust, )  
Plaintiffs, )  
14 vs. )  
15 **DONALD COX** and **CATHERINE COX**, )  
husband and wife, )  
16 Defendants. )

Case No. P1300CV20030399

**MOTION OF NO OBJECTION  
FOR DISMISSAL OF PARTY**

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18  
19 Property owner, James Varilek, by and through undersigned counsel, has no objection  
20 to the dismissal of Margaret Kozlowski from this action.

21 DATED this 30<sup>th</sup> day of May, 2012.

22 FAVOUR, MOORE & WILHELMSSEN, P.A.

23  
24 By Marguerite Kirk  
25 David K. Wilhelmsen  
Marguerite Kirk  
26 Post Office Box 1391  
Prescott, AZ 86302-1391  
Attorneys for James Varilek

1 ORIGINAL of the foregoing  
filed with the Clerk of the Superior  
2 Court this 30<sup>th</sup> day of May, 2012

3 and a copy hand-delivered this same date to:

4 Honorable Kenton Jones Div. 4  
Yavapai County Superior Court  
5 Prescott, Arizona 86301

6  
7 Copy of the foregoing mailed  
this 30<sup>th</sup> day of May, 2012 to:

8 Hans Clugston  
HANS CLUGSTON, PLLC  
9 1042 Willow Creek Road  
Suite A101-PMB 502  
10 Prescott, AZ 86301  
Attorney for Defendants  
11 Margaret Kizlowski and  
Northern Arizona Fiduciaries, Inc.

12  
13 Jeff Adams  
THE ADAMS LAW FIRM PLLC  
125 Grove Avenue  
14 P.O. box 2522  
Prescott, AZ 86302  
15 Attorney for Defendants listed in Answer  
to First Amended Complaint by Joined  
16 Property Owner Defendants  
Dated October 5, 2010

17  
18 Mark W. Drutz  
Sharon-Sargent-Flack  
MUSGROVE DRUTZ & KACK, P.C.  
19 1135 W. Ironwood Springs Road  
P.O. Box 2720  
20 Prescott, AZ 86302  
Attorneys for Defendant Veres

21  
22 J. Jeffrey Coughlin  
J. JEFFREY COUGHLIN PLLC  
114 S. Pleasant Street  
23 Prescott, AZ 86303  
Attorney for Plaintiffs

24  
25 ///

26 ///

1 Noel J. Hebets  
NEOL J. HEBETS, PLC  
2 127 East 14<sup>th</sup> Street  
Tempe, AZ 85281  
3 Attorney for Defendant  
William M. Grace

4 William "Bill" Jensen  
5 2428 West Coronado Ave.  
Flagstaff, AZ 86001  
6 Pro Per

7 Michael P. and Karen L. Wargo  
9200 E. Spurr Lane  
8 Prescott Valley, AZ 86315  
Pro Per

9 Linda J. Hahn  
10 10367 W. Mohawk Lane  
Peoria, AZ 85382  
11 Pro Per

12  
13 By: Marguerite Kirk  
David K. Wilhelmsen  
14 Marguerite Kirk

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