

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2013-007495

04/22/2015

HONORABLE J. RICHARD GAMA

CLERK OF THE COURT
T. DeRaddo
Deputy

ARIZONA PUBLIC SERVICE COMPANY

ROBERT J MOON

v.

RAINBOW VALLEY 2011 L L C, et al.

THOMAS K IRVINE

DAVINA DANA BRESSLER

MINUTE ENTRY

The Court received and considered Defendants Rainbow Valley 2011, LLC and Bixby Bridge Fund I, LLC (collectively Defendants) *Property Owner's Motion For Abandonment Damages* and Plaintiff's responsive pleading. Defendants have failed to file a reply brief in this matter.

In its responsive brief, Plaintiff asserts that it has no objection to the property owners' application for attorney fees and appraisal costs. The Court concurs with Plaintiff that there exists no legal basis for the Defendants' argument that Plaintiff should be required to post a \$2 million dollar bond. Accordingly, that portion of Defendants motion is herein denied.

It appearing that the parties concur regarding the payment of attorney fees and costs associated with the abandonment of this action,

IT IS ORDERED denying Defendant's Property Owners' Motion For Abandonment Damages.