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4 Plaintiff Pro Per

5 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
6 **IN AND FOR THE COUNTY OF MOHAVE**

7 NANCY KNIGHT,

8 Plaintiff,

9 vs.

10 GLEN LUDWIG and PEARL LUDWIG,  
11 Trustees of THE LUDWIG FAMILY TRUST;  
12 FAIRWAY CONSTRUCTORS, INC.;  
13 MEHDI AZARMI; JAMES B. ROBERTS and  
14 DONNA M. ROBERTS, husband and wife;  
15 JOHN DOES 1-10; JANE DOES 1-10; ABC  
CORPORATIONS 1-10; and XYZ  
PARTNERSHIPS 1-10.

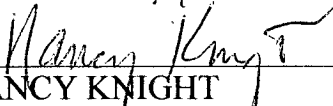
16 Defendants.


Case No.: CV 2018 04003

**PLAINTIFF'S REPLY TO  
DEFENDANT'S RESPONSE TO  
COMPEL INITIAL DISCLOSURE AND  
PLAINTIFF'S OBJECTION TO  
EXTENSION OF TIME**

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19 COMES NOW, Plaintiff Pro Per, NANCY KNIGHT, hereby submitting her Reply  
20 in Opposition to extensive further delays in this matter. The Initial Disclosure Statement  
21 was due on Sunday, July 29, 2018. Nothing in the Court's pending decisions on the  
22 Plaintiff's Motions to Amend Orders will affect the already granted Orders for Plaintiff's  
23 right to prosecute violations under Count 2 of the January 2018 Complaint.  
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26 RESPECTFULLY submitted this 16 day of August, 2018.

27   
28 NANCY KNIGHT  
Plaintiff Pro Per

FILED  
BY:   
2018 AUG 16 AM 1:53  
VIRGINIA TINNELL  
SUPERIOR COURT CLERK



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THE FACTS

On or about April 11, 2018 the Defendants' filed their Finding and Order Dismissing Count 1 of the Plaintiff's Complaint and included in the Court Orders paragraph 4 for the Court Order for Count 2 as follows:

4. That Plaintiff has standing to prosecute this action as an owner of land in Tract 4163 which is a resubdivision of a parcel of land originally within Tract 4076-B and therefore is an owner of land in Tract 4076-B, and pursuant to Tract 4076-B's CC&Rs as an owner or person owning property is authorized to bring an action to enforce the CC&Rs governing Tract 4076-B as complained of in Count 2 of Plaintiff's Complaint.

Count 2 includes two pertinent paragraphs that were cited in the January 2018 Complaint that are enforceable violations at the present time.

1.) "Plaintiff is entitled to preliminary and permanent injunctions enjoining Defendants from all current signage violations on unimproved lots". The preliminary injunction prohibits any new signage to be placed on unimproved lots as restated below in paragraph 2. The Defendants' "Build to Suit" signs are **advertising signs for their business**. The phone number on the signage was assigned to Fairway Constructors. US Southwest has a small logo on the signage for development services.

2) "Plaintiff is entitled to preliminary and permanent injunctions enjoining Defendants from any existing or future violations of the CC&Rs including but not limited to setback reductions and signage on unimproved lots." The preliminary injunction was violated with new home construction that was applied for by the Defendants in March 2018 and was approved, after engineering review by Mohave County Development Services, in May 2018. The Defendants have violated the preliminary injunction for the rear yard setback on the new home construction located at 1839 Lipan Blvd. in Tract 4076-B. The Permit and plot plan have already been provided to the Court.

The Defendants have disrespected the Court who gave rights to the Plaintiff for Count 2 and the Defendants continue to show contempt and disrespect for the CC&Rs.

1 The Defendants' pending second attempt at a Motion to Dismiss is another stall  
2 tactic in the matter and malicious attempt to take the Plaintiff's lawful rights away for  
3 Count 2 (preliminary and permanent injunctions).

4 Now they want to stall the matter further with an extension of time for their Initial  
5 Disclosure Statement. The Plaintiff respectfully requests the Court to Compel Initial  
6 Disclosure for Count 2 of the Plaintiff's Complaint. If any change occurs with respect to  
7 the Plaintiff's Motion to Amend Orders, then the 1<sup>st</sup> Supplemental Disclosure can address  
8 other violations.

9 Defendant's Disclosure Statement is necessary at this time for the livable space of  
10 the new home construction, the locations of all signage in Tract 4076-B, all engineering  
11 drawings for other homes constructed or caused to be constructed in Tract 4076-B, the  
12 names of family members or others who are co-parties to the Complaint. The names of  
13 owners of lots in Tract 4076-B where the Defendants' violations have occurred are  
14 needed in the event that the matter cannot be settled with a plausible remedy for setbacks  
15 and a need arises for an Amended Complaint to add additional Defendants.

16 At this time, simple measures can be taken by the Defendants to settle the matter.  
17 All signage can be taken down easily. The new home construction can be modified to  
18 meet the CC&Rs if the square footage of livable space is less than 1600 square feet and  
19 the existing protruding roofline can either be modified to meet the setback restriction of  
20 20 feet or Mr. Ludwig can join with the Plaintiff to work on her plausible remedy idea for  
21 all homes that have setback violations. Mr. Oehler is advised to at least have Mr. Ludwig  
22 contact the Plaintiff for more information or if Mr. Ludwig is not available, an engineer  
23 with Fairway Constructors, other than Mr. Azarmi, may contact the Plaintiff.

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25 **RESPECTFULLY SUBMITTED** this 16 day of August 2018.

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27   
28 Nancy Knight  
Plaintiff Pro Per

1 **COPY** of the foregoing was hand delivered  
2 on the 16 day of August, 2018 to:

3 The law office of Daniel Oehler  
4 2001 highway 95, Suite 15  
5 Bullhead City, Arizona 86442  
6 Attorney for the Defendants

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