

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MOHAVE

**HONORABLE DEREK CARLISLE, SUPERIOR COURT JUDGE
DIVISION II
DATE: SEPTEMBER 26, 2018**

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COURT NOTICE / ORDER

NANCY KNIGHT,

Plaintiff,

CASE NO. CV2018-04003

and

GLEN LUDWIG, et al.

Defendant(s).

At the end of its August 24 ruling, the Court noted that a preliminary injunction had not yet been issued in this case, despite recognizing that there was no motions pending before the Court regarding any potential violations of a preliminary injunction. On August 27, the plaintiff filed a motion for clarification which included the Court’s observation as a basis for clarification. In its August 24 ruling, the Court was simply trying to point out that although the plaintiff had requested a preliminary injunction in her complaint, the Court had not conducted a hearing pursuant to Rule 65 and had not issued any injunctive relief. However, the Court should refrain from even commenting on issues which are not pending before it.

No response to the plaintiff’s motion for clarification has been filed. In the motion, the plaintiff appeared to be seeking legal advice on the extent of the remainder of her case. The Court cannot provide the plaintiff with legal advice.

IT IS ORDERED denying the motion for clarification.

The defendants filed their answer on June 19, 2018. Pursuant to Rule 16 of the Arizona Rules of Civil Procedure, the parties were required to confer within 60 days of the filing of the answer and file a joint report and proposed scheduling order within 14 days of the conference. The parties have not filed a joint report and proposed scheduling order.

IT IS ORDERED placing this case on the dismissal calendar for a period of 60 days. Therefore, this case will be dismissed without prejudice if a joint report has not been filed by November 26, 2018.

IT IS FURTHER ORDERED returning this file to the Court's attention on November 27, 2018 or upon the filing of a joint report, whichever occurs first.

cc:

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Plaintiff

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Honorable Derek Carlisle
Superior Court Judge