

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28
- 29
- 30

No. 23F-H032-REL

ORDER

VS.

Leisure World Community Association,
Respondent.

In a HOA proceeding, a party has the ability after the hearing and decision to request a rehearing which must be filed within thirty (30) days after service of the decision.¹ That request must be made to the Arizona Department of Real Estate (“Department”), not OAH.² Because of this, the power to decide whether to accept a request for rehearing for filing can only be made by the Department. Accordingly, this tribunal can take no action on Petitioner’s request to file an “appeal.”

IT IS ORDERED under ARIZ. ADMIN. CODE R2-19-111(4) that this issue is remanded to the Department for further action, if any.

Office of Administrative Hearings

² *Id.*

/s/ Jenna Clark
Administrative Law Judge

Transmitted by either mail, e-mail, or facsimile to:

Susan Nicolson, Commissioner
Arizona Department of Real Estate
100 N. 15th Ave., Ste. 201
Phoenix, AZ 85007
SNicolson@azre.gov
AHansen@azre.gov
vnunez@azre.gov
djones@azre.gov
labril@azre.gov

Michael H. Jahr, Petitioner
893 Leisure World
Mesa, AZ 85206
michaeljahr@gmail.com

Leisure World Community Association, Respondent
c/o Craig Collier
908 Power Rd.
Mesa, AZ 85206
ccollier@lwaz.com

By: OAH Staff