

1 **IN THE OFFICE OF ADMINISTRATIVE HEARINGS**

2
3 In the Matter of
4 David G. Iadevavia
5 PETITIONER,
6 vs.

No. 22F-H2222044-REL

7 **ORDER 6/17/22 MOTION TO AMEND THE**
8 **HEARING ISSUE**

9
10 Ventana Shadows Homeowners
11 Association, Inc.
12 RESPONDENT.
13
14

15 On June 17, 2022, Petitioner David G. Iadevavia filed a motion to amend the
16 hearing issue as follows:

17 Whether the Respondent...violated its duties to "treat members fairly" and to "act
18 reasonably in the exercise of its discretionary powers" (Restatement (Third) of
19 Property: Servitudes § 6.13(1)(b),(c) (2000)) by selectively enforcing section
20 2.16...

21 On June 17, 2022, Respondent Ventana Shadows Homeowners Association,
22 Inc. filed an objection due to lack of jurisdiction.

23 Having considered Petitioner's motion and Respondent's objection,
24 **IT IS ORDERED** that Petitioner's motion to amend the hearing issue is denied
25 due to lack of jurisdiction.

26 Done this day, June 17, 2022.

27 /s/ Velva Moses-Thompson
28 Administrative Law Judge

29 Copy mailed/e-mailed/faxed June 17, 2022 to:

30 David Iadevaia
5700 N. Avenida Silencioso
Tucson AZ, 85737
daviadiadevaia@yahoo.com

Carolyn B. Goldschmidt, Esq.
Goldschmidt Shupe, PLLC
6700 North Oracle Road, Suite 200
Tucson, AZ 85704
carolyn@gshoalaw.com

1 Louis Dettorre
2 Arizona Department of Real Estate
3 100 N. 15th Avenue, Suite 201
4 Phoenix, Arizona 85007
5 Attn:
6 AHansen@azre.gov
7 vnunez@azre.gov
8 djones@azre.gov
9 labril@azre.gov

10
11
12
13 By c. serrano
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30