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*Attorneys for Defendants JPMorgan Chase Bank, NA,
Samantha Nelson f/k/a Samantha Kumbaleck,
Kristofer Nelson, and Vikram Dadlani*

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA

PETER S. DAVIS, as Receiver of
DENSCO INVESTMENT
CORPORATION, an Arizona corporation,

Plaintiff,

v.

U.S. BANK, NA, a national banking
organization; HILDA H. CHAVEZ and
JOHN DOE CHAVEZ, a married couple;
JP MORGAN CHASE BANK, N.A., a
national banking organization;
SAMANTHA NELSON f/k/a
SAMANTHA KUMBALECK and
KRISTOFER NELSON, a married couple,
and VIKRAM DADLANI and JANE
DOE DADLANI, a married couple.

Defendants.

NO. CV2019-011499

**NON-OPPOSITION TO PLAINTIFF'S
MOTION FOR LEAVE TO FILE
FIRST AMENDED COMPLAINT
AND NOTICE OF CONSENT TO
FILING OF PROPOSED FIRST
AMENDED COMPLAINT**

(Assigned to the Honorable Daniel Martin)

1 Defendants JPMorgan Chase Bank, N.A., Samantha Nelson, Kristofer Nelson,
2 Vikram Dadlani, and Jane Doe Dadlani (collectively, the “Chase Defendants”), and
3 Defendants U.S. Bank National Association (“U.S. Bank”) and Hilda H. Chavez
4 (collectively, the “U.S. Bank Defendants”), by and through their undersigned counsel,
5 file this Notice to inform the Court that they do not oppose the Receiver for DenSco
6 Investment Corporation’s (“DenSco’s”) Motion for Leave to File First Amended
7 Complaint (“Motion”) and submit this Notice of Consent to the filing of Plaintiff’s First
8 Amended Complaint (the “First Amended Complaint”). In support and explanation,
9 Defendants state as follows:

10 1. On March 2, 2020, Plaintiff filed a Motion for Leave to File a First
11 Amended Complaint. Plaintiff also submitted a proposed order granting Plaintiff leave to
12 file its First Amended Complaint.

13 2. DenSco did not seek Defendants’ written consent in accordance with Rule
14 15(a)(2) to obviate the need for a motion to the Court, which Defendants would have
15 given.

16 3. Pursuant to Ariz. R. Civ. P. 15(a)(2), with a full reservation of rights and
17 defenses to the claims asserted in the First Amended Complaint, Defendants inform the
18 Court that they do not oppose the Motion or the filing of DenSco’s First Amended
19 Complaint.

20 4. Defendants further submit this written notice of consent to the filing of the
21 First Amended Complaint. Therefore, all opposing parties who have appeared in the
22 action have consented to the filing in writing.

23 Wherefore, Defendants respectfully submit that DenSco’s Motion may be granted
24 as unopposed, or alternatively DenSco may file the First Amended Complaint, as
25 consented, so this matter may proceed with the First Amended Complaint as the operative
26 pleading.

1 RESPECTFULLY SUBMITTED this 16th day of March 2020.

2 GREENBERG TRAURIG, LLP

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4 By: /s/ Nicole Goodwin
Nicole M. Goodwin
Attorney for the Chase Defendants

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6 By: /s/ Greg Marshall
Greg Marshall
Attorney for U.S. Bank National Association and
Hilda H. Chavez

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9 ORIGINAL of the foregoing e-filed with the
10 Clerk of Court this 16th day of March 2020.

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12 COPY of the foregoing electronically
13 distributed this 16th day of March 2020 to:

14 Hon. Daniel Martin

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16 COPY of the foregoing served via
17 TurboCourt e-Service this 16th day of
March 2020 to:

18 Brian Bergin
19 Kenneth Frakes
Kevin Kasarjian
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/s/ *Barrie Peagler*

Employee, Greenberg Traurig