



## CP Boulders' Reply to Lawsuit

On June 5, 2024, Federal District Court Judge McNamee **denied** CP Boulders' Motion to Dismiss Corbin's Complaint, rejecting all of CP Boulders' various efforts to obtain a dismissal at that stage of the process. As we reported, the Court's Order directed CP Boulders to answer or otherwise respond to the Complaint with 14 days. On the day the answer was due, the Court granted CP Boulders' request for an extension of time until June 28.

**CP Boulders has now submitted its reply, a standard line by line response to the specific allegations in the complaint, and it is posted on the Boulders Members Association website [HERE](#).**

Within 30 days, counsel for both parties must submit a joint proposed Scheduling Order that sets the schedule for the case. The Judge will then consider the parties' proposal, make any changes he sees fit, and issue a Scheduling Order that will govern the case.

Next, within another 30 days, both parties are required to exchange "Rule 26(a)(1) disclosures." This is an important milestone in the case, as both parties' are required to identify all potential witnesses and relevant documents, including documents stored electronically. Then the case enters the "discovery phase," when each side has the opportunity to submit written questions (known as interrogatories), requests for the production of documents, and requests for admission. Parties can also subpoena documents and people, and take the depositions of witnesses for either side.

Although this is the standard timeline, additional motions and requests for extensions of time may be made.

**Corbin is pleased by the progress that is being made and very appreciative for the continuing support of members. He asks the membership to remain united as our solidarity is very important now and going forward. Corbin and his team will continue to keep the membership updated as significant developments occur.**

## Legal Enforcement Fund

In response to some recent inquiries about the status of the Legal Enforcement Fund, Corbin and his attorneys and advisors say the fund is sufficient at this time. New contributions are always welcome and greatly appreciated. Any unused funds will be refunded.

**To support Corbin McNeill's efforts to enforce our contract - the 2008 Bylaws - with a donation to the Legal Enforcement Fund,**

Send your check made out to ***Gallagher and Kennedy Client Trust*** to  
Gallagher & Kennedy,  
2575 E. Camelback Road, Suite 1100, Phoenix, AZ 85016-9225  
Attn: Dominick San Angelo

Visit the BMA  
Website

Boulders Members Association | 34631 N Tom Darlington Drive | Scottsdale, AZ 85266 US

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