

[name]  
Special Commissioner  
[Address]  
[City,State,Zip]  
[Phone]

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

In re the Marriage of;

JOHN DOE

NO. DR 1999-

AND

JANE DOE

REQUEST FOR EMERGENCY HEARING  
BY SPECIAL COMMISSIONER ON SALE  
OF REAL PROPERTY AND ORDER  
(May be Telephonic)

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Special Commissioner was appointed a year ago to market and sell the real property in the above Cause. 0000000 was give 90 days to pay to 0000000 his interest in the property. It was not done. 0000000 would not cooperate with the Special Commissioner and it required another Hearing to obtain cooperation. Then 0000000 tried to have the Special Commissioner removed, which failed.

We currently have an offer for the property for \$179,000 which has been accepted by 0000000. The initial market analysis estimated the value at \$180,000-185,000 and it did not discount sufficiently for the fact that 0000000 is a heavy smoker and the smoke order in the home has a bigger negative than originally thought. Therefore Special Commissioner feels that this is a reasonable offer. 0000000 has not acted. This is the only offer in over four months on the market. The buyers require

possession by May 11, 2003 so that to get acceptance and not lose these buyers but give [REDACTED] time to move, will require an Emergency Hearing. [REDACTED] has a history of attempted delay and non cooperation with Court Orders in this Cause which makes this critical. There is a fixed sum for [REDACTED] to settle but she has failed to do so in the past and if that is to be allowed as an option, the Court needs some proof that she can do it and to set a reasonable fee for the Special Commissioner as provided for in the Order

Therefore, Special Commissioner requests that the Court Order a Hearing to determine the acceptability of this offer and if so, to authorized the Special Commissioner to sign any and all documents, including the Deed, to complete this transaction. If this offer is not accepted, Special Commissioner needs further instructions on how properly to proceed.

April 14, 2003

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[name]  
SPECIAL COMMISSIONER

Original of this Request for Emergency Hearing and Order filed with the Court And copies mailed this 14<sup>th</sup> day of April, 2003, to:

[REDACTED]  
List Attorneys for each party or if none  
the parties and their address [REDACTED]