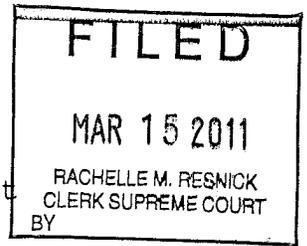


SUPREME COURT OF ARIZONA



ALFRED ALBANO, an unmarried man; ) Arizona Supreme Court  
MONICA LEWIS, an unmarried ) No. CV-11-0006-CQ  
woman; SAMANTHA BAKER, an )  
individual; ARIEL BARR, an ) United States Court of  
unmarried man; PHILLIP BARR, a ) Appeals, 9th Circuit  
single man; KEITH BODIE, ) No. 09-15808  
husband; STACY BODIE, wife; JON )  
L. BRUCE, an individual; CRAIG ) United States District  
BURKE, husband; LINDA BURKE, ) Court for the District  
wife; DAWN R. CAIN, an ) of Arizona (Phoenix)  
individual; CHRISTINA CARLSON, ) No. 07-CV-02359  
an individual; CHARLES CHEN, ) No. 08-CV-00505  
husband; LISA CHEN, wife; ) (Consolidated)  
CHRISTOPHER CORDASCO, an )  
individual; PAUL CRANDELL, )  
husband; JENNIFER CRANDELL, )  
wife; KENT ELLSWORTH, husband; )  
LAUREE ELLSWORTH, wife; RONALD )  
FILIPSKI, husband; LAURA )  
FILIPSKI, wife; ANGELICA HARVEY, )  
an individual; DIRK HOWARD, )  
husband; NANCY HOWARD, wife; )  
GEORGE HULECKI, husband; JEANNE )  
HULECKI, wife; CANDACE HURTT, )  
wife; JAMES CRAIG, husband; )  
ROBERT KEGERREIS, Trustee of the )  
Kegerreis Family Trust u/a/d )  
June 15, 2005; CYNTHIA KEGERREIS, )  
Trustee of the Kegerreis Family )  
Trust u/a/d/ June 15, 2005; JOHN )  
R. LETTEER, husband; JUDITH )  
LETTEER, wife; KELLY J. MALLORY, )  
an individual; CHARLES )  
McGOLDRICK, husband; MAUREEN )  
McGICK, wife; ROBERT L. MITCHELL, )  
a single man; BEATRICE M. LINNE, )  
an unmarried woman; RICHARD )  
NAVARRO, an individual; SCOTT A. )  
OLMSTEAD, husband; AMBER S. )  
OLMSTEAD, wife; DONALD W. )  
ROBERTS, husband; JULIA A. )  
ROBERTS, wife; LINDA S. RODELA, )

an individual; JACK E. ROSE, Jr., )  
husband; SHAWNA R. ROSE, wife; )  
MARK B. SAMFORD; husband; )  
REBECCA L. SAMFORD, wife; JANE )  
D. SCHMALTZ, an individual; )  
RICHARD SCOTT, husband; SHARON )  
SCOTT, wife; DENNIS SIMPSON, an )  
individual; BLAKE SLAUGHTER, )  
husband; CHANTELL SLAUGHTER, )  
wife; BRUCE TARMAN, husband; )  
JANELLE TARMAN, wife; MICHAEL L. )  
TOMAINO, II, an individual; ERIC )  
T. VALIMAKI, husband; CRISTI D. )  
VALIMAKI, wife; DAVID A. WENMAN, )  
husband as Trustee of the Wenman )  
Family Trust dated July 9, 1999; )  
JACQUELINE DIANE WENMAN, wife, )  
as Trustee of the Wenman Family )  
Trust dated July 9, 1999; SETH )  
WHEELER, husband, on his own )  
behalf and on behalf of all )  
others similarly situated; )  
JACQUELINE WHEELER, wife, on her )  
own behalf and on behalf of all )  
others similarly situated; )  
PHILLIS J. SIMPSON, an )  
Individual, )  
 )  
Plaintiffs-Appellants, )  
 )  
v. )  
 )  
SHEA HOMES LIMITED PARTNERSHIP, )  
an Arizona limited partnership; )  
J.F. SHEA CO., INC. a Nevada )  
corporation, DBA SHEA HOMES, )  
 )  
Defendants-Appellees. )  
 )  
\_\_\_\_\_ )

O R D E R

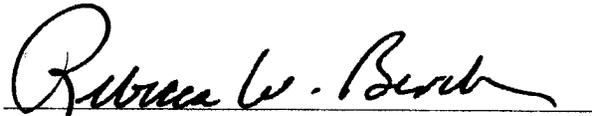
The United States Court of Appeals for the Ninth Circuit having certified three questions to this Court, upon consideration,

IT IS ORDERED accepting jurisdiction of the Certified Questions and setting the matter for oral argument.

IT IS FURTHER ORDERED that the parties may file simultaneous briefs, not to exceed 20 pages in length, no later than 20 days from the date of this Order, pursuant to Rule 27(d), Rules of the Arizona Supreme Court.

IT IS FURTHER ORDERED that a filing fee of \$420.00 be paid to the Arizona Supreme Court within 15 days. The payment of this filing fee shall be shared equally by the parties.

DATED this 15th day of March, 2011.

  
REBECCA WHITE BERCH  
Chief Justice

TO:

Robert H Willis

Gary L Birnbaum

Barry R Sanders

Molly Dwyer, Clerk, United States Court of Appeals for Ninth Circuit

Pamela Ann Rymer, Judge, United States Court of Appeals for Ninth Circuit

Raymond C Fisher

Kenneth F Ripple, Judge, United States Court of Appeals for Seventh Circuit