

1 David S. Gingras, [REDACTED]
2 **Gingras Law Office, PLLC**
3 4802 E Ray Road, #23-271
4 Phoenix, AZ 85044

5 Attorney for Petitioner
6 Laura Owens

7 **MARICOPA COUNTY SUPERIOR COURT**
8 **STATE OF ARIZONA**

9 **In Re Matter of:**

Case No: FC2023-052114

10 **LAURA OWENS,**

**NOTICE OF NON-AVAILABILITY
AND
NOTICE OF ERRATA**

11 **Petitioner,**

12 **And**

(Assigned to Hon. Julie Mata)

13 **CLAYTON ECHARD,**

14 **Respondent.**

15
16 Two weeks ago, on April 30, 2024, Petitioner Laura Owens (“Ms. Owens” or
17 “Petitioner”) filed an emergency motion seeking an order striking a pleading filed by
18 Respondent entitled “Reply to Petitioner’s Response to Respondent’s *Amended* Motion
19 for Relief Based on Fraud”. That same Motion to Strike contained an emergency request
20 for a scheduling conference, as is required by Rule 76.1.

21 The Court has not yet taken any action with regard to either request. Nevertheless,
22 undersigned counsel submits this notice to inform the Court of two points relating to
23 these pleadings.

24 First, undersigned counsel will not be available for an in-person hearing on the
25 following dates: May 14–18, and May 20th. Undersigned counsel is not available on May
26 14th due to a hearing in another matter, and is not available on the other dates due to a
27 recently-arisen family matter that requires out of state travel. Counsel remains available
28 for a *telephonic* hearing on May 16th or 17th but not May 15th or 20th.

1 Second, on April 26, 2024, Petitioner filed a pleading entitled "Petitioner's
2 Response to Respondent's *Amended* Motion For Relief Based on Fraud." It has since
3 been determined that pleading contains a minor factual error – on page 8 at lines 18–21,
4 the pleading summarized the CV of Petitioner's expert, Dr. Michael Medchill (the CV
5 was also included with the pleading). In the summary of Dr. Medchill's educational
6 experience, the pleading stated Dr. Medchill "also separately holds a Ph.D. in
7 immunology/biology".

8 As it turns out, all information in Dr. Medchill's CV was and is accurate, but the
9 undersigned misunderstood the reference to a Ph.D degree. Based on further discussions
10 with Dr. Medchill, it is accurate to say that in addition to his medical and other degrees,
11 Dr. Medchill also *started* working on his Ph.D. in immunology/biology and was a Ph.D.
12 *candidate* as his CV indicates, but he did not, in fact, complete his Ph.D. degree. This
13 minor error (which was solely based on undersigned counsel misinterpreting the
14 information in Dr. Medchill's CV) has no impact on either his qualifications to serve as
15 an expert or the opinions stated in his report.

16
17 DATED May 13, 2024.

GINGRAS LAW OFFICE, PLLC



David S. Gingras
Attorney for Petitioner
Laura Owens

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Original e-filed
and **COPIES** e-delivered May 13, 2024 to:

Gregg R. Woodnick, Esq.
Isabel Ranney, Esq.
Woodnick Law, PLLC
1747 E. Morten Avenue, Suite 505
Phoenix, AZ 85020
Attorneys for Respondent



GINGRAS LAW OFFICE, PLLC
4802 E RAY ROAD, #23-271
PHOENIX, ARIZONA 85044