

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2002-024016

09/17/2004

JUDGE PENDLETON GAINES

CLERK OF THE COURT  
W. Bobrowski  
Deputy

FILED: 09/22/2004

THOMAS ARENDT, et al.

ROBERT E BARRY II

v.

HACIENDA BUILDERS INC, et al.

MICHAEL H CARTER

STEVEN R BARTELL  
BARTLET A BREBNER  
PETER C BROWN  
DENNIS REID GARREY  
KYLE A ISRAEL  
PAUL S KULAR  
MICHAEL A LUDWIG  
MITCHELL J RESNICK  
WILLIAM G STINSON  
CHRISTY M THOMPSON  
MIKE ROSSI  
W LLOYD BENNER  
DOUGLAS A TOLENO  
MATTHEW DAVID BEDWELL  
JAMES M SHINN

ORAL ARGUMENT SET

2:33 p.m. This is the time set for Status Conference. Plaintiffs are represented by counsel, Robert Barry. Defendant Hacienda Builders is represented by counsel, Michael Carter. Short's Grading is represented by counsel, Lloyd Benner. Jesco Plumbing is represented by counsel, Michael Rossi. Hacienda Drywall, Hope Plumbing and The Phelps Grading Co. is represented by counsel, Douglas Toleno. Burrows Concrete, Chas Roberts and Lodi Doors are represented by counsel, Paul Kular. BH Drywall & Stucco is represented by counsel, Matthew Bedwell. Abbey Landscaping is represented by counsel, James Shinn.

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Court Reporter, Marmie Guimont, is present.

Discussion is held.

IT IS ORDERED as follows:

1. The Court will grant the request for extension of the discovery deadline from November 30, 2004 to and including January 31, 2005.
2. The Court sets Oral Argument on Hacienda's Motion for Summary Judgment Indemnity/Restitution and associated cross motions for **October 13, 2004 at 8:45 a.m.** in this division (15 minutes).
3. Oral Argument on Hacienda's Motion for Summary Judgment Re: Economic Waste and Diminution in Value is set at the same time as the next quarterly Status Conference on December 10, 2004.
4. The Court may consider the setting of a trial date at the next quarterly status conference. Counsel are requested to have their trial calendars available.
5. The Court reconfirms its order that all third party defendants produce their insurance certificates and underlying policies to Hacienda. If that information is not produced to Hacienda by Friday, October 15, 2004, the Court directs counsel for Hacienda to file a notice of non-compliance with the Court.

2:53 p.m. Conference concludes.