

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2002-002301

03/19/2004

HON. EDWARD O. BURKE

CLERK OF THE COURT
M. MINKOW
Deputy

FILED: 03/22/2004

STACEY BREITBART NAPP

PHILIP C GERARD

v.

COLLEEN S EDWARDS, et al.

STEVEN D WOLFSON

JUDGE DOWNIE

MINUTE ENTRY

8:58 a.m. This is the time set for hearing regarding final decision on language for property settlement agreement, promissory note and pledge agreement. Plaintiff Stacey Breitbart Napp is present and represented by above-named counsel. Defendant David Napp is present and represented by above-named counsel.

A recording of this proceeding is being made by CD (FTR) in lieu of a court reporter.

Pursuant to agreement of counsel,

IT IS ORDERED adjusting the deadlines with regard to the appraisal exchange process on Sunshine Key as follows:

- Appraisals are exchanged; and
- Written objections to the appraisals shall be exchanged no later than April 22, 2004.

IT IS FURTHER ORDERED setting a hearing regarding the parties' disagreement over the appraisals on **June 4, 2004, at 9:00 a.m., for one day**, in this Division at 125 West Washington, Old Courthouse, Courtroom 002, Phoenix, Arizona.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2002-002301

03/19/2004

Plaintiff states there are disagreements over the content of the pledge, the promissory note and one point in the Property Settlement Agreement.

Argument is heard regarding Plaintiff's allegation that there has been a major omission under Rule 26.1 by Husband.

9:16 a.m. The Court confers with counsel and Judge Downie in chambers and off the record.

10:31 a.m. Court reconvenes with counsel and the parties present.

IT IS ORDERED continuing this hearing to **April 23, 2004, at 3:00 p.m.**, (or earlier if the Court's calendar allows) to review and sign documents.

IT IS FURTHER ORDERED that Judge Margaret Downie will hear any Rule 26.1 issue.

IT IS FURTHER ORDERED that the parties shall decide among themselves whether they want to brief the Rule 26.1 issue now and file it under seal or whether they want to wait until after a decision is issued on the April 15th matter in Delaware.

Petitioner states that the house/non-divided property is in contract for sale in the amount of \$1,200,000.00 and that the closing is the end of May.

The parties state their positions regarding a confidentiality order issued by Judge Trebesch in May of 2002 as it may relate to other litigation involving issues in this case.

10:37 a.m. Matter concludes.