

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2005-009037

09/22/2006

HONORABLE ROBERT E. MILES

CLERK OF THE COURT
E. Parrish
Deputy

TEMPE CITY

JAMES T BRASELTON

v.

PEP PROPERTIES INC, et al.

PEP PROPERTIES INC
C/O DAVID SNYDER ESQ.
2000 MARKET ST 10TH FLOOR
PHILADELPHIA PA 19103-3291

STATUS CONFERENCE

9:05 a.m. In chambers: This is the time set for Status Conference. Plaintiff is represented (telephonically) by counsel, James T. Braselton. Defendants Pep Properties, Inc. and The Pep Boys Manny Moe and Jack of California are represented (telephonically) by counsel, David Snyder, an out-of-state attorney.

Court reporter is not present.

Defendants' counsel advises the Court that his *pro hac vice* application has been filed and is awaiting approval from the State Bar.

Discussion is held regarding the status of the case. Defendants' counsel advises the Court that he is waiting on an appraisal report from his expert in order to continue negotiations for settlement. Based thereon,

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IT IS ORDERED the parties shall use their best efforts to participate in and complete agreed-upon private mediation no later than **January 31, 2007**. If the parties desire to use a court-appointed settlement conference judge, they shall contact this division by **September 29, 2006**.

IT IS FURTHER ORDERED setting a telephonic Status Conference on **February 14, 2007 at 9:15 a.m.** to check the status of settlement and to set a discovery cutoff and a firm trial date, if appropriate. Counsel for Plaintiff shall arrange and initiate the conference call to this division.

Judge ROBERT E. MILES
Maricopa County Superior Court
Old Courthouse
125 W. Washington, Courtroom 303
Phoenix, Arizona 85003
(602) 372-0754

If counsel encounter problems meeting the mediation deadline, they shall so advise the Court, and the status conference will be reset to a date after completion of mediation.

9:12 a.m. Matter concludes.