

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2008-001744

01/05/2009

HONORABLE BETHANY G. HICKS

CLERK OF THE COURT
D. Whitford
Deputy

STATE OF ARIZONA, et al.

RON ASCHENBACH

v.

SUNSET 314 L L C, et al.

ROBERT V KERRICK

STEVEN B PALMER

STATUS CONFERENCE
STATUS CONFERENCE SET

9:30 a.m. (In Chambers) This is the time set for a telephonic Status Conference. Plaintiff is represented by Assistant Attorney General Ron Aschenbach. Defendants are represented by counsel Robert Kerrick.

Court reporter, Michael Babicky, is present.

The case status is discussed. There is still a dispute regarding the survey. Plaintiffs' counsel will provide a new appraisal to Defense counsel.

The current deadline for mediation is March 20, 2009.

IT IS ORDERED adopting the dates set forth on Page 3 of the Joint Notice of Statement of the Case, filed December 16, 2008.

IT IS FURTHER ORDERED setting a telephonic Status Conference for **March 30, 2009 at 9:45 a.m.**, with **Plaintiff to initiate** call to this Division, telephone number 602-506-2139.

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IT IS FURTHER ORDERED that **3 days prior** to the Status Conference, the parties shall submit a written **Joint Notice of Statement of the Case** indicating the following:

- The status of the case;
- Compliance with the Court's deadlines,
- Issue(s) that they have resolved; and
- Any problems or motions to address.

Suggestions to conference call attendees calling from outside the court system:

- Do not use a speaker phone.
- Do not use a cell phone. If possible, use a desk phone.
- Avoid noisy areas.
- Mute phone when not speaking.
- State your name every time you address the Court.

Counsel are advised that the Court is available to discuss, by joint telephone call, discovery disputes or any other matter that may impact the parties' ability to resolve this case in a just, speedy, and inexpensive manner. See Rule 1, Ariz.R.Civ.P.

With respect to discovery disputes, counsel are also advised that, as the Court interprets Civil Rule 37(a)(2)(c), an exchange of correspondence between counsel is not sufficient to satisfy the "personal consultation" requirement of the Rule, except in extraordinary circumstances. At a minimum, counsel must speak to each other by telephone to attempt to resolve the dispute in good faith before involving the Court.

9:32 a.m. Conference concludes.

NOTE: The parties are advised that failure to appear at a hearing may result in sanctions, including a Default Judgment.