

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2004-015617  
CV 2004-004543

12/21/2004

THE HONORABLE MICHAEL A. YARNELL

CLERK OF THE COURT  
M. L. Smith  
Deputy

FILED: 12/23/2004

CLIFFORD PETTINGILL, et al.

RICHARD T TREON

v.

P S M/ MAGNA CARTA INSURANCE  
COMPANIES, et al.

WILLIAM H WESTOVER  
MARY E KOSINSKI  
JOHN ROLLIE WIGHTMAN  
JUDGE GOTTSFIELD

MINUTE ENTRY

In light of Judge Gottsfield's December 10, 2004, minute entry order "deferring until a future hearing PSM's motion (joined by O'Toole) to transfer or consolidate CV 2004-004543 (Gottsfield) and CV2004-015617 (Yarnell – bad faith case)",

IT IS ORDERED, denying PSM's Motion For Summary Judgment and O'Toole and Pettingills' Cross-motion for Summary Judgment, as they may apply to CV 2004-015617, at this time.

FURTHER ORDERED deferring PSM's Motion To Dismiss/Motion To Stay Pending Appraisal in CV 2004-015617.

On this court's own motion,

**IT IS ORDERED** setting a Comprehensive Pretrial Conference pursuant to Rule 16(b), Rules of Civil Procedure, for **March 21, 2005** at **9:00 a.m.** before,

HON. MICHAEL A. YARNELL  
JUDGE OF THE SUPERIOR COURT

SUPERIOR COURT OF ARIZONA  
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12/21/2004

East Court Building, Suite 512  
101 West Jefferson  
Phoenix, Arizona 85003

**IT IS FURTHER ORDERED** counsel for all parties shall personally meet and prepare a Joint Comprehensive Pretrial Memorandum addressing all subjects set out in Rule 16 (b) Rules of Civil Procedure. The Joint Comprehensive Pretrial Memorandum shall be submitted to the Court by **5:00 p.m., March 19, 2005.**

Failure to meet, prepare, and timely file this memorandum may lead to personal sanctions as to counsel and/or their clients.