

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2005-009250

10/13/2005

THE HONORABLE ANNA M. BACA

CLERK OF THE COURT
P. Brown
Deputy

FILED: 10/17/2005

THOMAS E JUSTICE

THOMAS E JUSTICE
1902 E PINCHOT AVE
PHOENIX AZ 85016

v.

JAMES A JUSTICE

DAVID T BONFIGLIO

BENCH TRIAL SET

9:40 a.m. This is the time set for oral argument regarding Defendant's Motion for Summary Judgment. Plaintiff, Thomas E. Justice, is present without counsel. Defendant is represented by counsel, David T. Bonfiglio.

Tara Kramer, court reporter, is present.

Court and counsel discuss the status of the case. The parties agree that the remaining issue is the value of the property.

Argument is heard regarding the value of the property.

IT IS ORDERED granting partial summary judgment for partition and the rental value of \$900.00 until time of trial.

The remaining issues are:

1. Value of the home; and
2. Counterclaimant's interest rate.

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IT IS ORDERED that Plaintiff's appraisal be obtained and a copy submitted to Defendant and to the Court not later than **October 21, 2005**. If Plaintiff is unable to obtain the appraisal he should notify the court and the court will order the appraiser to provide the appraisal.

IT IS ORDERED setting trial to the bench **October 26, 2005, at 1:30 p.m. (3 hours)**, in this division,

HONORABLE ANNA M. BACA
SUPERIOR COURT OF ARIZONA
EAST COURT BUILDING
101 WEST JEFFERSON
COURTROOM 811 - 8TH FLOOR
PHOENIX, ARIZONA 85003
602-506-1810

The parties are directed to meet immediately after this proceeding and schedule a time to discuss resolution of these issues.

10:15 a.m. Hearing concludes.