

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2001-020413

04/25/2003

HONORABLE ROGER W. KAUFMAN

CLERK OF THE COURT
W. Bobrowski
Deputy

FILED: 04/30/2003

CATHY S LUTJEMEYER

MICHAEL J LAVELLE

v.

LEE E MORRIS, et al.

BARRY ALLEN REISS

HEARING SET

2:10 p.m. In chambers. This is the time set for Oral Argument on pending matters. Plaintiff is present with counsel, Michael LaVelle. Defendant Lee Morris is present with counsel, Barry Allen Reiss.

Court Reporter, Mike Haley is present.

Discussion is held.

The following orders are entered:

- Counsel for the Defendant is to make a good faith effort, using all reasonable means, to obtain a final appraisal and a true accounting and provide it to opposing counsel and the court on or before May 13, 2003.
- An Evidentiary Hearing with respect to the extent of the breach of contract, possible contempt of court and the issue of remedies is set on **May 14, 2003 from 8:15 a.m. to 2:45 p.m.** in this division. If despite good faith efforts, counsel can not be ready for that hearing, they should let the court and opposing counsel know as quickly as possible.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2001-020413

04/25/2003

IT IS FURTHER ORDERED that the motions for summary judgment and to strike are denied without prejudice to further motions after the May 14, 2003 evidentiary hearing. Plaintiff's counsel is to amend the complaint to remove issues that are no longer appropriate.

2:35 p.m. Hearing concludes.