

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

\*\*\* FILED \*\*\*  
06/05/2002

06/03/2002

CLERK OF THE COURT  
FORM V000A

HONORABLE JOHN A. BUTTRICK

S. McDonald  
Deputy

CV 1999-017509

FILED: \_\_\_\_\_

STATE OF ARIZONA, et al.

DIANE M MILLER

v.

JUST DO IT CORPORATION I, et al.

STANLEY Z GOODFARB

**TRIAL MINUTE ENTRY**  
**DAY ONE**

Prior to commencement of trial, Plaintiff's exhibits 1 through 19 and Defendant's exhibits 20 through 34 inclusive are marked for identification.

FILED: Deposition of Carl Thomas Butler dated May 6, 2002;  
Deposition of Martin Ray White dated May 13, 2002;

9:41 a.m. Respective counsel are present.

Roger Nace, Court Reporter, is present.

Legal discussion is held.

On stipulation of counsel,

IT IS ORDERED that Defendant's exhibit 24 be split in half removing that half titled Martin White's Appraisal After Consideration of Take and Dedication Amounts which is marked as Defendant's exhibit 24.1.

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Defendant's exhibit 24 is received in evidence.

10:03 a.m. Court stands at recess.

10:08 a.m. Trial to a jury. Plaintiff State of Arizona is represented by counsel, Diane M. Miller. Defendant Carl Buttler is present with counsel, Stanley Goodfarb.

Roger Nace, Court Reporter, is present.

Mini-opening statements are presented.

Voir dire examination of jurors.

11:30 a.m. Court stands at recess.

11:58 a.m. Court reconvenes with respective parties and counsel present.

Roger Nace, Court Reporter, is present.

Nine (9) trial jurors in this cause are sworn.

FILED: Jury List.

The court reads the Preliminary Jury Instructions to the jury.

12:12 p.m. Court stands at recess.

1:35 p.m. Court reconvenes with respective parties and counsel present.

Roger Nace, Court Reporter, is present.

On stipulation of counsel,

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Plaintiff's exhibits 1 through 9; and 11 through 18, inclusive are received in evidence.

Defendant's exhibits 21 through 23; 26 through 31, inclusive, are received into evidence.

1:40 p.m. The jury returns to the courtroom and trial continues.

Opening statements.

Defendant's case:

Martin White is sworn and testifies.

3:04 p.m. The jury is excused and leaves the courtroom and Court remains in session.

Defendant's exhibit 33.001 is received in evidence.

3:08 p.m. Court stands at recess.

3:25 p.m. Court reconvenes with respective parties and counsel present. The jury is all present.

Roger Nace, Court Reporter, is present.

Martin White resumes the stand and testifies further.

4:33 p.m. Court stands at recess until 9:30 a.m. on June 4, 2002.