

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2008-023092

01/22/2010

HON. EDWARD O. BURKE

CLERK OF THE COURT  
L. Nixon  
Deputy

M & I MARSHALL & ILSLEY BANK

JEFFREY D WOLFE

v.

LUIS BECERRA

LUIS BECERRA  
10369 E ACOMA DR  
SCOTTSDALE AZ 85255-1707

MINUTE ENTRY

2:02 p.m. This is the time set for oral argument on defendant's Motion to Dismiss Case and Fair Market Value hearing. Plaintiff, M&I Marshall & Ilsley Bank is represented by counsel, Jeffrey D. Wolfe. Defendant, Luis Becerra is present on his own behalf.

A recording of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Argument is heard on defendant's Motion to Dismiss Case and whether the defendant was properly served.

2:24 p.m. Court, counsel and the defendant retire to chambers for discussion off the record.

2:48 p.m. Court reconvenes with respective counsel and parties.

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Defendant's Motion to Dismiss is DENIED. The court believes that the defendant waived his right to challenge the service of process when he appeared at the default hearing.

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IT IS ORDERED the fair market value hearing shall now proceed as scheduled.

Plaintiff's exhibit 1 is marked for identification.

Danielle DeGruccio is sworn and testifies.

Plaintiff's exhibit is received in evidence.

Ms. DeGruccio continues to testify.

Mr. Becerra declines the opportunity to obtain and present his own appraisal.

The court, having heard argument and considered the evidence presented, determines the fair market value of the land parcel at issue to be \$65,000.00.

The parties agree to confer to attempt to reach a resolution in this matter. .

3:13 p.m. Hearing concludes.