

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2016-055080

10/17/2018

HONORABLE CYNTHIA J. BAILEY

CLERK OF THE COURT
A. Wood
Deputy

R L WHITMER

R L WHITMER
6333 N SCOTTSDALE RD CASITA 21
SCOTTSDALE AZ 85250

v.

HILTON CASITAS HOMEOWNERS
ASSOCIATION, et al.

AUGUSTUS H SHAW IV

JUDGE BAILEY

MINUTE ENTRY

Courtroom 108-NE

9:28 a.m. This is the time set for Status Conference re: Court of Appeals Mandate dated August 28, 2018. Plaintiff R L Whitmer is present on his own behalf. Counsel Augustus H Shaw IV is present appearing telephonically on behalf of Defendant Hilton Casitas Homeowners Association, et al.

A record of the proceedings is made digitally in lieu of a court reporter.

Discussion held.

Based on the discussion held,

IT IS ORDERED that the parties have until October 31, 2018 to reach a potential settlement regarding Defendant's Motion to Dismiss Michael Bengson.

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IT IS FURTHER ORDERED parties shall file a joint pretrial statement with the court no later than **January 30, 2019**.

IT IS FURTHER ORDERED setting this matter for Evidentiary Hearing on **February 8, 2019 at 1:30 p.m. (time allotted: 3 hours)** in this division before:

**JUDGE CYNTHIA BAILEY
SUPERIOR COURT OF ARIZONA
NORTHEAST REGIONAL COURT CENTER
18380 NORTH 40TH STREET
COURTROOM 108
PHOENIX, ARIZONA 85032**

IT IS FURTHER ORDERED counsel shall deliver any exhibits along with a description of each exhibit to the division's clerk for marking no later than **February 1, 2019**.

IT IS FURTHER ORDERED discovery shall be completed no later than **January 11, 2019**.

IT IS FURTHER ORDERED disclosures shall be completed no later than **November 16, 2019**.

GUIDELINES FOR COUNSEL WHEN PREPARING EXHIBITS FOR USE IN COURT

COUNSEL PLEASE READ

Exhibits are due to the Court not later than February 1, 2019

Exhibits will be marked consecutively, Plaintiff's exhibits are marked first and then Defendant's exhibits. ***The clerk cannot reserve numbers for exhibits that will be provided at a later date.*** To avoid confusion during trial, it is essential that counsel avoid submitting duplicate exhibits. *The clerk cannot reserve numbers for exhibits that will be provided at a later date.* Do not list "Any and all exhibits listed by" Depositions will not be marked as an exhibit. Original depositions to be used for impeachment purposes shall be provided to the clerk on the first day of trial/hearing to be hand-filed by the clerk.

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******Each multiple page exhibit must be securely fastened together by staple or other means. NO PAPER CLIPS, BINDER CLIPS, OR RUBBER BANDS may be used. If Acco fasteners are used they must be long enough to fasten securely.******

Counsel are to provide a workable list of exhibits. The list should include a description of each exhibit. (See blank sample of an exhibit table below as a reference.) Do not put numbers on the exhibits; however a colored slip sheet with the exhibit number on it should be placed in front of each exhibit.

Exhibit Description Information:

The descriptions should be verifiable when viewing the first page of the exhibit.

No bates stamp references or number of pages in documents should be used.

If counsel are submitting large charts, blow-ups or maps, please include a small version which can be marked as the exhibit and can go into the jury if in evidence. The blow-ups, charts and/or maps can be used as demonstrative but will not be marked as exhibits and will be returned to counsel.

For additional assistance in preparation of exhibits contact the courtroom clerk at 602-372-7732.

Sample of List of Exhibits to be provided to the courtroom clerk:

EXHIBIT LIST			
Exhibit No.	Identified By	Description	Stipulated in Evidence/ Objection

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NOTE: All court proceedings are recorded digitally and not by a court reporter. Pursuant to Local Rule 2.22, if a party desires a court reporter for any proceeding in which a court reporter is not mandated by Arizona Supreme Court Rule 30, the party must submit a written request to the assigned judicial officer at least ten (10) judicial days in advance of the hearing, and must pay the authorized fee to the Clerk of the Court at least two (2) judicial days before the proceeding. The fee is \$140 for a half-day and \$280 for a full day.