

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2003-015126

01/17/2006

HONORABLE ROBERT E. MILES

CLERK OF THE COURT
T. Melius
Deputy

FILED: 01/20/2006

EAGLE MOUNTAIN COMMUNITY
ASSOCIATION

WILLIAM F SHORE III

v.

EAGLE MOUNTAIN INVESTORS L L C

WILLIAM A NEBEKER

LEONARD M BELL
ROGER E BRODMAN
DAVID J CANTELME
WILLIAM H DOYLE
ANDREW M FEDERHAR
DENISE J HENSLEE
CHRISTOPHER D HOSSACK
CRAIG L KELLER
MITCHELL J RESNICK
DEAN C ROBERTSON
G MICHAEL TRYON
MEREDITH L VIVONA
ROBERT H WILLIS
DARYL R WILSON
MARCUS D TAPPE

MINUTE ENTRY

1:35 p.m. This is the time set for Oral Argument on Defendant Double D's Motion to Dismiss or Compel Arbitration and Defendant Hoskin-Ryan Consultants Inc.'s Motion for Summary Judgment. Plaintiff is represented by counsel, William F. Shore III. Defendants are represented by counsel, Daryl R. Wilson, David J. Cantelme, G. Michael Tryon, Marcus D. Tappe and Roger E. Brodman.

Court reporter, Scott Kindle, is present.

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Counsel for Double D advises the Court that settlement has been reached and will be finalized shortly and withdraws the Motion to Dismiss or Motion to Compel Arbitration. Accordingly,

IT IS ORDERED denying Defendant Double D's Motion to Dismiss or Motion to Compel Arbitration as moot.

Arguments are presented to the Court on Hoskin-Ryan Consultants Inc.'s Motion for Summary Judgment.

For reasons as stated on the record,

IT IS FURTHER ORDERED granting Hoskin-Ryan Consultant Inc.'s Motion for Summary Judgment.

Further discussions are held regarding Primatech LLC's Joinder in Hoskin-Ryan Consultant Inc.'s Motion for Summary Judgment.

IT IS FURTHER ORDERED granting Primatech LLC's Motion for Summary Judgment.

Further discussions are held regarding remaining dispositive motions currently filed.

IT IS FURTHER ORDERED setting Oral Argument on **January 25, 2006 at 1:30 p.m.** (1 Hour) on all remaining motions:

- Eagle Mountain Investors LLC's Motion for Summary Judgment,
- Construction Inspection & Testing Inc.'s Motion for Summary Judgment,
- The Motion to Continue Trial,
- Plaintiff's Motion to Strike Eagle Mountain Investors LLC's Experts, and
- Plaintiff's Motion to Bifurcate.

Pursuant to the dismissal of Defendant R B C Contracting Inc,

IT IS FURTHER ORDERED denying R B C Contracting Inc.'s Motion for Summary Judgment as moot.

2:12 p.m. Matter concludes.