

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2005-093048

01/23/2006

HON. MARK F. ACETO

CLERK OF THE COURT  
K. Stone  
Deputy

FILED: 01/25/2006

RECONTRUST COMPANY

JEREMY T BERGSTROM

v.

MARICOPA COUNTY TREASURERS OFFICE

BARRY C BECKER  
JAVIER B DELGADO  
MARICOPA COUNTY TREASURER

MINUTE ENTRY

2:07 p.m. This is the time set for evidentiary hearing on the competing claims for release of excess proceeds. Counsel, Barry C. Becker, is present on behalf of Applicant Equity Recovery, LLC. A representative of Equity Recovery, LLC, is present. Counsel, Javier B. Delgado, is present on behalf of Applicant Villa Charme Townhouse Association. Victoria Stahl is present.

A record of this proceeding is made by CD and videotape in lieu of a court reporter.

Discussion is held.

IT IS ORDERED that Applicant Equity Recovery, LLC is entitled to the excess proceeds in the amount of \$11,243.62 on deposit with the Maricopa County Treasurer's Office as a result of the Trustee's Sale of the property commonly known as 3045 West Rose Lane, Phoenix, Arizona 85017, in accordance with the formal written Order Directing Release of Excess Proceeds modified and signed by the Court on January 23, 2006 and filed by the Clerk on January 23, 2006.

IT IS ORDERED that Applicant Villa Charme Townhouse Association is entitled to attorney's fees and costs in the total amount of \$3,481.23 on deposit with the Maricopa County Treasurer's Office as a result of the Trustee's Sale of the property commonly known as 3045 West Rose Lane, Phoenix, Arizona 85017, in accordance with the formal written Amended

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Order Directing Release of Excess Proceeds modified and signed by the Court on January 23, 2006 and filed by the Clerk on January 23, 2006.

IT IS ORDERED that the Maricopa County Treasurer's Office, upon presentation of a certified copy of the Order and the U.S. Treasury Form W-9, is hereby directed to release said proceeds in the amount of \$11,243.62 to Equity Recovery, LLC. The \$11,243.62 amount reflects a deduction for the \$30.00 fee due to the Maricopa County Treasurer for the release of these funds. The \$30.00 fee shall be retained by the Maricopa County Treasurer.

IT IS ORDERED that the Maricopa County Treasurer's Office, upon presentation of a certified copy of the Order and the U.S. Treasury Form W-9, is hereby directed to release the amount of \$3,481.23 to Villa Charme Townhouse Association. The \$3,481.23 amount reflects a deduction for the \$30.00 fee due to the Maricopa County Treasurer for the release of these funds. The \$30.00 fee shall be retained by the Maricopa County Treasurer.

2:40 p.m. Hearing concludes.

**PLEASE NOTE: IMPORTANT INFORMATION RE: CD/VIDEOTAPE  
FEE CURRENTLY IN EFFECT**

This is a JAVS courtroom. All CDs and videotapes will be provided by the Court, regardless of when the copies are made. A fee of \$20.00 will apply to all copies requested, either on the day of the hearing or for hearings recorded on an earlier date. Forms to request a recording of a proceeding are available in the Self-Service Centers and in the JAVS and FTR courtrooms.

If a party wants a court reporter to record a proceeding in this Court, a written request must be filed at least 48 hours before the commencement of the proceedings.

A person requesting a daily copy CD or videotape must complete the appropriate request form and pay the applicable fee at the Self-Service Center. Upon payment of the appropriate fees through the Self-Service Center, a receipt will be issued which shall then be presented to Court staff for preparation of the CD or videotape in the customary manner.

A person wanting a copy of a hearing from a previous occasion must contact Ken Crenshaw at 602-506-7100.

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