

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2007-053132

01/20/2010

HONORABLE BRIAN R. HAUSER

CLERK OF THE COURT
W. Tenoever
Deputy

DOMINICK ABATEMARCO

BRIAN M BERGIN

v.

CANTERRA AT SQUAW PEAK
CONDOMINIUM ASSOCIATION INC

MARK A HOLMGREN

BRIAN J FOSTER

RULING

The court has considered Defendant's Motion to Reconsider Denial of Defendant's Motion to Exclude Undisclosed Evidence, the Response and the Reply.

IT IS ORDERED denying Defendant's motion to reconsider denial of Defendant's motion to exclude undisclosed evidence.

IT IS FURTHER ORDERED that Plaintiff shall disclose and deliver to Defendant copies of all evidence it will offer at trial in support of its claim for consequential damages no later than February 10, 2010. Any evidence of consequential damages not so produced shall not be admitted at trial.

LET THE RECORD REFLECT that counsel have been sent a copy of this minute entry by facsimile transmission this date.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>