

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2011-016976

01/10/2014

HON. MARK F. ACETO

CLERK OF THE COURT
M. Scott
Deputy

MICHAEL MERLIE, et al.

STEVEN W CHEIFETZ

v.

VAL VISTA LAKES COMMUNITY
ASSOCIATION, THE, et al.

MARK K SAHL

ROBERT A FOLLMER
1349 E SEA GULL DR
GILBERT AZ 85234-2611
LOIS M FOLLMER
1349 E SEA GULL DR
GILBERT AZ 85234-2611

MINUTE ENTRY

Courtroom 203-SEA

2:00 p.m. This is the time set for telephonic Status Conference in this case. Plaintiff(s) are not present but are represented by counsel, Steven W. Cheifetz. Defendant, Val Vista Lakes Community Association, is not present but is represented by counsel, Mark K. Sahl. Defendants Follmer appear telephonically on their behalf.

Discussion is held off the record regarding the progress at the subject residence. Mr. Follmer is heard. Mr. Cheifetz is heard. Mr. Sahl is heard. Ms. Follmer is heard in response.

2:30 p.m. The Court proceeds on the record.

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

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Mr. Cheifetz is heard and moves the Court to dismiss the trespass and nuisance claims from the Complaint. There being no opposition,

IT IS ORDERED dismissing from the Complaint Plaintiff's nuisance claim and Plaintiff's trespass claim.

Discussion is held regarding another home visit to the subject residence by the Court. By agreement, the Court will view the property on **January 16, 2014 at 2:00 p.m.**

Discussion is held regarding the necessity of the trial currently set in this matter. Ms. Follmer is heard regarding the Joint Pretrial Statement. Mr. Follmer is heard in response. Discussion is held.

2:47 p.m. Matter concludes.