

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2013-051912

02/24/2014

HONORABLE MICHAEL D. GORDON

CLERK OF THE COURT
M. MINKOW
Deputy

MELISSA SKINNER

MICHAEL DAY MORGAN

v.

MILANO TERRACE PRIVATE RESIDENCES
CONDOMINIUM ASSOCIATION

NATHAN T METZGER

FINANCIAL SERVICES-CCC

ORAL ARGUMENT AND RULING

9:29 a.m. Courtroom 108 NE. This is the time set for Oral Argument Re: Defendant's Rule 67(d) Motion for Security of Costs, filed January 14, 2014. Appearing on behalf of Plaintiff is counsel, Michael Day Morgan. Appearing on behalf of Defendant is counsel, Nathan T. Metzger.

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

Argument is heard.

IT IS ORDERED granting Defendant's Rule 67(d) Motion for Security of Costs in the amount of \$5500. \$2750 shall be due no later than 30 days from today's date. The remaining \$2750 shall be due within 30 days of the completion of the mediation. This is not to foreclose Plaintiff from seeking any relief otherwise available under the rule, upon a showing of strict proof of an inability to give the security under Rule 67(e), Ariz. R. Civ. P.

9:42 a.m. Matter concludes.

Effective April 15, 2014 new civil rules and forms are in effect for managing cases moving to trial. Be sure to review the new Civil Rules 16, 26, 37, 38, 72 through 74 and 77.

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ALERT: The Arizona Supreme Court Administrative Order 2011-140 directs the Clerk's Office not to accept paper filings from attorneys in civil cases. Civil cases must still be initiated on paper; however, subsequent documents must be eFiled through AZTurboCourt unless an exception defined in the Administrative Order applies.