

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2001-006415

03/08/2005

HON. JONATHAN H. SCHWARTZ

CLERK OF THE COURT
D. Glab
Deputy

FILED: 03/10/2005

SUN CITY TAXPAYERS ASSOCIATION INC,
et al.

LARRY K UDALL

v.

RECREATION CENTERS OF SUN CITY INC,
et al.

CHARLES I KELHOFFER

TRIAL MINUTE ENTRY
DAY ONE

Plaintiff's exhibits 1 through 8 and 51 and 52 are marked for identification.

Defendants' exhibits 9 through 49 (No. 50 is not used) are marked for identification.

9:48 a.m. Trial to the Court. Plaintiff is represented by counsel, Larry K. Udall. Defendants are represented by counsel, Charles I. Kelhoffer and Charles Cohen.

Court Reporter, Janell Rose, is present.

Plaintiff's Motion to Amend Joint Pretrial Statement is withdrawn.

On stipulation, Plaintiff's exhibits 1 through 4 and 52 and Defendants' exhibits 36, 37 and 49 are received in evidence.

Opening statements.

Plaintiff's case:

Mark Clark is sworn and testifies.

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Plaintiff's exhibit 5 is received in evidence.

11:10 a.m. Court stands at recess.

11:29 a.m. Court reconvenes with respective counsel present.

Court Reporter, Janell Rose, is present.

Mark Clark testifies further.

11:53 a.m. Court stands at recess.

1:26 p.m. Court reconvenes with respective counsel present.

Court Reporter, Janell Rose, is present.

Scott Halver is sworn and testifies.

Plaintiff's exhibit 6 is received in evidence.

2:54 p.m. Court stands at recess.

3:26 p.m. Court reconvenes with respective counsel present.

Court Reporter, Janell Rose, is present.

Larry Spitz is sworn and testifies.

4:03 p.m. Court stands at recess until Wednesday, March 9, 2005.