

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2012-090015

03/19/2012

HONORABLE EMMET RONAN

CLERK OF THE COURT  
T. Soto  
Deputy

DYNAMITE MOUNTAIN RANCH  
HOMEOWNERS ASSOCIATION

BRIAN W MORGAN

v.

KAY E LARSON, et al.

RICHARD G ERICKSON

MINUTE ENTRY

Courtroom SEF 205

10:15 a.m. This is the time set for Order to Show Cause. Counsel, Christina Morgan and Scott Potter are present on behalf of Plaintiff, Dynamite Mountain Ranch Homeowners Association. Counsel, Richard Erickson, is present telephonically on behalf of Defendants, Kay Larson, et al, who are not present.

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

The Court is advised as to the status of the case.

The parties agree that the hearing on preliminary injunction should be consolidated with a Trial on the merits.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2012-090015

03/19/2012

**IT IS ORDERED:**

All counsel are directed to meet personally to discuss all of the matters set forth in Rule 16(b). Counsel shall prepare and file with the Court, no later than **5:00 p.m. on March 30, 2012**, a Joint Pretrial Memorandum, and a proposed **ORDER** for discovery and disclosure deadlines. The proposed order shall include dates for the following items and conform substantially with the attached sample order.

1. **A date or dates for the initial and final disclosure of all non-expert witnesses, and/or to supplement disclosures made to date.**
2. **A date by which all written discovery will be propounded and concluded.** Further, counsel shall set forth any written discovery outstanding and a date when it will be complete.
3. The position of each counsel on whether the Rule 38.1 time limits should be waived.
4. **A proposed date for a Mandatory Settlement Conference pursuant to Rule 16.1. Alternatively, the parties may propose a deadline by which they will participate in private mediation.**
5. **A date for completion of all discovery.**
6. **A date by which all dispositive or partially-dispositive motions shall be filed.**
7. **A proposed trial date** agreed upon by all counsel and anticipated length of trial.

If the parties agree as to the dates, they need to only prepare and submit **one** proposed order attached hereto. If counsel are unable to agree on any of the items set forth in the attached form of order, the reasons for their inability to agree shall be set forth in the Pretrial Memorandum and **each** shall prepare a **separate** proposed order. **All proposed deadlines shall be set forth as calendar dates, and not in the form "XX days before trial."**

**IT IS FURTHER ORDERED** setting a Status Conference for **April 4, 2012 at 10:30 a.m. (Time allotted: 30 minutes)** Counsel may appear in person or telephonically.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2012-090015

03/19/2012

**DISCOVERY DISPUTES:** In the event of any dispute concerning discovery, counsel are directed to confer pursuant to ARCP 26(g). If such conference is unsuccessful, counsel are directed to initiate a conference call with this Division BEFORE filing a motion to compel or motion for protective order.

**IT IS FURTHER ORDERED** that counsel shall notify the Court of any agreed-upon extension of any time period provided by the Rule of Civil Procedure. The purpose of this order is not to discourage extensions as a matter of professionalism, but to ensure that no party suffers summary disposition of any issue by virtue of an extension of which the Court is not aware.

**NOTE: ALL COURT PROCEEDINGS ARE RECORDED BY AUDIO METHOD AND NOT BY A COURT REPORTER. ANY PARTY MAY REQUEST THE PRESENCE OF A COURT REPORTER BY CONTACTING THIS DIVISION THREE (3) COURT BUSINESS DAYS BEFORE THE SCHEDULED HEARING.**

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2012-090015

03/19/2012

**PROPOSED SCHEDULING ORDER FORM**

The Court having received the parties' Joint Comprehensive Pretrial Conference Memorandum,

**IT IS ORDERED** entering the following schedule for disclosure as set forth unless the parties obtain written modifications by the Court:

1. Initial disclosures shall be exchanged by: (MM/DD/YYYY)
2. Final Non-expert disclosures shall be exchanged by: (MM/DD/YYYY)
3. Written discovery shall be propounded by: (MM/DD/YYYY)
4. Dispositive or partially dispositive motions shall be filed by: (MM/DD/YYYY)
5. Depositions shall be completed by: (MM/DD/YYYY)
6. Discovery shall be completed by: (MM/DD/YYYY)
7. Any motions to amend pleadings shall be filed by: (MM/DD/YYYY)
8. The parties remaining in this action shall participate in comprehensive mediation by: (MM/DD/YYYY)
9. The case will be ready for trial on or after: (MM/DD/YYYY)

**IT IS ORDERED** setting a Status Conference in this matter on [counsel to leave this date and time blank], (time allotted: 15 minutes), before:

**HONORABLE EMMET J. RONAN  
SOUTHEAST ADULT FACILITY**

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2012-090015

03/19/2012

**222 EAST JAVELINA - COURTROOM 205  
MESA, AZ 85210**

Dated: \_\_\_\_\_

\_\_\_\_\_  
HONORABLE EMMET J. RONAN  
Judicial Officer of the Superior Court

(End of Form)

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.

10:28 a.m. Hearing concludes