

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2018-015165

03/25/2020

HONORABLE M. SCOTT MCCOY

CLERK OF THE COURT  
E. Tran/C. Mai  
Deputy

NICDON 10663 L L C

JONATHAN A DESSAULES

v.

DESERT MOUNTAIN MASTER  
ASSOCIATION

CURTIS S EKMARK

JUDGE MCCOY

MINUTE ENTRY

Due to the current COVID-19 pandemic, and on the Court's own motion,

**IT IS ORDERED** converting the in-person Evidentiary Hearing set on April 10, 2020 at 9:00 a.m. to **telephonic** in this Division.

Counsel for **Plaintiff(s)** shall initiate the telephonic conference by first arranging the presence of all other counsel or self-represented parties on the conference call and by calling this division at: **(602) 372-3603** promptly at the scheduled time. All persons appearing shall appear on land lines and not on cellular phones, and shall not use the speakerphone features of their telephones, in order to maximize all participants' ability to hear and be heard.

**NOTE:** All court proceedings are recorded by audio and video method and not by a court reporter. Pursuant to Local Rule 2.22, if a party desires a court reporter for any proceeding in which a court reporter is not mandated by Arizona Supreme Court Rule 30, the party must submit a written request to the assigned judicial officer at least ten (10) judicial days in advance of the hearing, and must pay the authorized fee to the Clerk of the Court at least two (2) judicial days before the proceeding. The fee is \$140 for a half-day and \$280 for a full day.

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**TRIAL EXHIBITS**

Counsel (and any self-represented party) **shall deliver all trial exhibits to the courtroom clerk no later than 3:00 p.m. on April 7, 2020.** The division clerk can be reached 602-506-7514 for questions on the submission of exhibits.

The parties shall present all exhibits to be used at trial, along with a written list of brief exhibit descriptions, to the clerk on the date referenced above unless other arrangements have been made with the clerk before that date. All exhibits will be clearly labeled by the parties to correspond with the list provided. Exhibit numbers will not be reserved for exhibits. Any exhibits submitted at a later date will be assigned the next available exhibit number.

The exhibits will be marked numerically and consecutively, plaintiff's first and defendant's second. Before presenting the exhibits to the clerk, the parties shall meet and confer to **eliminate any duplicate exhibits.**

If large charts or blow-ups are anticipated to be used, please include a small version (or photo) which can be marked as the exhibit. The charts and blow-ups are used for demonstrative purpose only, are not marked as the exhibits, and are returned to counsel.

Each multiple page exhibit **MUST** be securely fastened together by staple, binder clip (only if staple does not hold) or pronged fasteners (if a binder clip does not hold). **DO NOT** use paper clips, rubber bands, or submit loose sheets of paper.

Do not put numbers on the exhibits themselves; instead, use a **COLORED** sheet with the exhibit number on it. Place the colored sheet in front of each exhibit, however, **DO NOT** staple or paper-clip it to the exhibit itself (this should be the only loose sheet).

Depositions are not marked as exhibits. Original deposition transcripts shall be provided to the courtroom clerk for filing no later than the first day of trial. The depositions will be available to the parties and the Court during the trial, and will be retained by the clerk for record purposes.

**The Court requires one set of exhibits to be marked and an electronic set for the Judge's use during the trial.**