

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2007-006560

05/21/2007

JUDGE ROBERT E. MILES

CLERK OF THE COURT
K. Ballard
Deputy

ROSEVIEW HOMEOWNERS ASSOCIATION

JASON E SMITH

v.

AARON S BAILEY

AARON S BAILEY
13106 W CALAVAR RD
SURPRISE AZ 85379

HEARING

11:00 a.m. This is the time set for Return Hearing regarding Plaintiff's Request for a Preliminary Injunction. Plaintiff is represented by counsel, Jason E. Smith. Defendant is present, representing himself.

A record of the proceedings is made electronically (FTR) in lieu of a court reporter.

Discussion is held regarding the status of the dispute, how long the parties need to prepare for a hearing, and the length of any such hearing.

IT IS ORDERED setting this matter for a Preliminary Injunction Hearing on **Friday, August 31, 2007 at 9:30 a.m.** in this division:

Judge ROBERT E. MILES
Maricopa County Superior Court
Old Courthouse
125 W. Washington, Courtroom 303
Phoenix, Arizona 85003
(602) 372-0754

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Length of hearing: **2.5 hours.**

NOTE: All court proceedings are recorded by audio and video method and not by a court reporter. Any party may request the presence of a court reporter by contacting this division (602-372-0754) **three (3) court business days** before the scheduled hearing.

The parties are encouraged to confer regarding this dispute before the hearing as it appears the Defendant is amenable to resolving the dispute.

11:09 a.m. Matter concludes.

Based upon the foregoing,

Counsel and any self-represented party shall provide the courtroom clerk (602-506-3813) all exhibits to be used at the hearing **no later than noon on August 29, 2007.** Counsel and any self-represented party shall confer prior to that time regarding exhibits so that duplicates are avoided. The exhibits will be marked serially and **numerically** with Plaintiff's first and Defendant's second.

Please DO NOT place exhibits in a notebook when submitting them to the clerk for marking. Additionally, please DO NOT provide the clerk with stacks of loose paper. The exhibits shall be bound by staples, binder clips, or the like.

Counsel and any self-represented party shall present **all** exhibits with a written list of brief exhibit descriptions to the clerk when delivering the exhibits for marking. All exhibits will be clearly labeled by counsel to correspond with the list provided.

Although not required, at the time of the hearing, the Court would also appreciate receiving a JOINT notebook containing copies of ALL marked exhibits.

ATTENTION SELF-REPRESENTED LITIGANTS: Unless an attorney becomes of record, the person(s) not represented by an attorney will act as his or her own attorney. Only a licensed attorney in good standing with the Arizona State Bar may represent a corporation in the Superior Court. **All persons representing themselves are held to the same standard as a licensed attorney.** This is so no unfair advantage is given to the person without an attorney.

The procedure for filing any pleading, motion, memorandum, or other document required to be filed is to file the original with the Clerk of the Superior Court with copies being mailed to this division and to opposing counsel/parties. All pleadings are to include a certificate of mailing

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verifying copies are being sent to all parties or their counsel if represented, and to this division. All proposed orders, submitted to this division, are to include copies of the order with self-addressed, stamped envelopes for all parties/counsel.

Any party that is not represented by a lawyer is directed to contact this division at 602-372-0754 and advise the Court of a current address and telephone number. If your address or phone number changes in the future, you are directed to file a Notice of Change of Address/Phone Number following the procedure for filing documents as set forth below. A form may be downloaded at:

<http://www.superiorcourt.maricopa.gov/ssc/sschome.html>.