

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2008-000373

04/28/2009

HON. JOHN REA

CLERK OF THE COURT
L. Gilbert
Deputy

K C G INC

DAVID A WEATHERWAX

v.

SUNFIRE GROUP L L C, et al.

EDWARD J MARKO

NANCY K SWIFT
DENISE H TROY
ALTERNATIVE DISPUTE
RESOLUTION - CCC

MINUTE ENTRY

East Court Building – Courtroom 414

8:45 a.m. In chambers: This is the time set for Telephonic Status Conference. All parties appear telephonically. Plaintiff is represented by counsel, Matthew A. Lensch. Defendants Preferred income Investors, LLC, Galileo Capital Partners, LLC, Capital Income Investors, LLC, the Danny and Vincenza Martino Revocable Trust, Washington Mutual Bank, FA and Meridian Bank, NA are represented by counsel, Denise H. Troy. Defendant Sunstate Equipment Company, LLC is represented by counsel, Edward J. Marko.

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

Discussion is held.

Pursuant to the parties' Stipulation,

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The parties shall participate in a mandatory settlement conference. This case is referred to the court's Alternative Dispute Resolution ("ADR") for the appointment of a judge *pro tempore* to conduct a settlement conference. Counsel and/or the parties will receive a minute entry from the ADR office appointing the judge *pro tempore*. Counsel and any "pro per" parties will contact the appointed judge *pro tempore* to arrange the date, time and location for the settlement conference. The judge *pro tempore* is requested to conduct a settlement conference as soon as possible. The Office of Alternative Dispute Resolution will not do the scheduling of the settlement conference so please do not contact that office.

IT IS ORDERED setting a Telephonic Status and/or Scheduling Conference re: Trial Setting on **August 27, 2009 at 8:45 a.m. (time allotted: 10 minutes)**, in this division, at which time the Court will address scheduling and other trial related matters. Counsel shall have their calendars available.

**HONORABLE JOHN C. REA
MARICOPA COUNTY SUPERIOR COURT
EAST COURT BUILDING
101 W. JEFFERSON
4TH FLOOR, COURTROOM 414
PHOENIX, AZ 85003
602-372-0382**

NOTE: Counsel for the Plaintiff is to 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 the scheduled time.

The proceeding will take place in the Superior Court's "e-courtroom." A record of the proceedings will be made by videotape and CD in lieu of a court reporter. Should you want an unofficial copy of the proceedings, the parties or counsel may request a videotape or CD of the proceedings for a \$20.00 charge. If a CD or videotape is requested, please obtain a form from the courtroom clerk or from the Self Service Center to request a daily copy of a court hearing or trial proceeding being conducted. Pay the applicable fee **at the Self Service Center**. Attach the receipt showing payment of the fee and present both the receipt and the form to the bailiff. **For copies of hearings or trial proceedings recorded previously, please call Electronic Records Services at 602-506-7100.** Should an official transcript be required, you may request that the court prepare it. The party ordering the transcript must pay for it. To request a transcript, call 602-506-7100 and provide the date of the proceeding, the case number, the case caption, if the transcript is for an appeal, and your name, address, and telephone number.

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With this new technology, a court reporter is likely not required and the parties are encouraged to experience the court's video recording system before requesting a court reporter. If a court reporter is required, the Court must receive a written request at least 3 court days before the commencement of the proceeding. Failure to timely request a court reporter will be deemed consent to proceed without a court reporter.

8:48 a.m. Matter concludes.