

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2013-003636

06/20/2013

HONORABLE LISA DANIEL FLORES

CLERK OF THE COURT
S. Uppendahl
Deputy

CHAUNCEY RANCH OFFICE
CONDOMINIUM ASSOCIATION

QUINTEN T CUPPS

v.

NORTH SCOTTSDALE PAIN CENTER L L C

SCOTT H ZWILLINGER

MINUTE ENTRY

Courtroom 412 – East Court Building

10:03 a.m. This is the time set for Order to Show Cause Return Hearing. Plaintiff is represented by counsel, August Shaw for Quinten T. Cupps. Jessica Myers, Property Manager for Chauncey Ranch Office Condominium Association is also present. Defendant is represented by counsel, Scott Zwillinger and Clifford Frisbie.

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

Counsel request an Evidentiary Hearing to be scheduled.

IT IS ORDERED setting an Evidentiary Hearing on **September 13, 2013 at 9:00 a.m.**
(time allotted: one day) before:

HON. LISA DANIEL FLORES
Judge of Superior Court of Arizona
East Court Building
101 W. Jefferson

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**4th Floor – Courtroom 412
Phoenix, Arizona 85003
(602) 372-0825**

Hearings are normally held 9:00 a.m. to 12:00 noon and resume at 1:30 p.m. to 4:30 p.m., with breaks at approximately 10:30 a.m. and 3:00 p.m.

IT IS FURTHER ORDERED parties shall file a joint pretrial memorandum no later than **September 6, 2013**.

10:10 a.m. Matter concludes.

IT IS FURTHER ORDERED that the JPTS shall also include:

1. Whether the parties wish to waive opening statements and/or to present closing arguments in writing.
2. Stipulations to the foundation, authenticity and/or admission of exhibits prior to the Bench Trial or Evidentiary Hearing. The Court may read or review exhibits that are stipulated into evidence.
3. Whether the parties agree to deposition summaries and excerpts from deposition transcripts and the editing of videotaped depositions.
4. Any special scheduling or equipment issues.
5. Possibility of settlement of the case.

E-COURTROOM POLICIES

The hearing will take place in the Superior Court's "e-courtroom." A record of the proceedings will be made by audio and CD in lieu of a court reporter. Should you want an unofficial copy of the proceedings, the parties or counsel may request a CD of the proceedings for a \$20.00 charge. If a CD is requested, please obtain a form 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. 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

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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.

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 three (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.

EXHIBIT GUIDELINES

- Exhibits shall be marked serially by number, plaintiff's first; defendant's exhibit numbers will begin where plaintiff's numbers end.
- Confer with the other party to eliminate duplicate exhibits before presenting to the clerk.
- Submit a written list or inventory describing each exhibit; descriptions should be concise and can be as simple as "letter," "e-mail," or "photo."
- Do not skip numbers, or describe exhibits as "blank" or "withdrawn"; do not "reserve" numbers for items not submitted to the clerk.
- Do not submit exhibits with subparts (e.g. Exhibit 1a, 1b, 1c);
- Staple or otherwise secure each individual exhibit so that pages do not become separated.
- Do not mark depositions as exhibits; original depositions may be submitted to the division clerk to be filed and will be available for use during the trial.
- If you have questions regarding these guidelines or anything related to exhibits, contact the division clerk at (602) 506-0981.

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TIME ESTIMATES FOR EVIDENTIARY HEARING

CAUSE NUMBER _____

CASE CAPTION _____

PLAINTIFF'S COUNSEL _____

DEFENDANT'S COUNSEL _____

(NOTE : Add additional lines as needed for additional parties and or witnesses.)

Opening Statement and Closing Argument

PLAINTIFF'S OPENING STATEMENT	
DEFENDANT'S OPENING	
PLAINTIFF'S CLOSING	
DEFENDANT'S CLOSING	
PLAINTIFF'S REBUTTAL	

Estimate of time for Witness Examination

PLAINTIFF'S WITNESSES	DIRECT EXAMINATION	CROSS EXAMINATION	REDIRECT EXAMINATION

DEFENDANT'S WITNESSES	DIRECT EXAMINATION	CROSS EXAMINATION	REDIRECT EXAMINATION

The foregoing are based on the best estimates of counsel of the time reasonably needed to complete the necessary examination of the witnesses listed.

Counsel for Plaintiff

Counsel for Defendant

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.