

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2011-008669

06/18/2013

HONORABLE DEAN M. FINK

CLERK OF THE COURT
S. Brown
Deputy

CAROLINE BROWN

MARK J DEPASQUALE

v.

PINNACLE RESTORATION L L C, et al.

BRIAN D MYERS

THOMAS P BURKE II
ELIZABETH L FLEMING

TRIAL VACATED

Courtroom 202-Old Courthouse

2:17 p.m. This is the time for an impromptu telephonic status conference initiated by the Court. Plaintiff is represented by counsel, Mark Depasquale. Defendant, Pinnacle Restoration, LLC is represented by counsel, Bryan Myers. Defendant, Camelback Village Improvement Association, Inc. is represented by counsel, Elizabeth Fleming appearing for Thomas Burke, II.

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

Discussion is held regarding the Court of Appeals decision on Pinnacle Restoration's unjust enrichment claim and potentially resetting the trial date so all claims can be tried at one time. Counsel are directed to consult with their clients regarding the issues discussed today.

IT IS ORDERED vacating the 4-day jury trial set on July 30, 2013.

IT IS FURTHER ORDERED affirming the Final Trial Management Conference date set on July 1, 2013 at 10:00 a.m. but changing it to a telephonic/electronic Status Conference to discuss how the parties wish to proceed.

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IT IS FURTHER ORDERED directing any party who is appearing to provide a **current and valid email address only** to the division's Judicial Assistant no later than 15 days prior to the scheduled hearing. Counsel and/or the parties shall provide this address by email to Mica Inman: inmann@superiorcourt.maricopa.gov

At least ten (10) minutes prior to the hearing, the parties will receive an email with an electronic link access to the hearing and phone number. Counsel/parties are required to provide their own camera with microphone if they wish to appear by video (via WebEx), otherwise a telephone will be required for an audio only appearance.

IT IS FURTHER ORDERED vacating all previously set deadlines from the Court's December 3, 2012 minute entry with the exception of the motion in limine deadline which has already passed.

2:34 p.m. Matter concludes.

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.