

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2021-001280

06/28/2021

HONORABLE DANIELLE J. VIOLA

CLERK OF THE COURT
K. Cabral
Deputy

BROVITZ GROUP INC, THE, et al.

CHARLES E MARKLE

v.

KASEY THOMPSON

JOSHUA M SNELL

JONES SKELTON & HOCHULI P L C
40 N CENTRAL AVE STE 2700
PHOENIX AZ 85004
BANK OF AMERICA N A
ATTN CUSTOMER SERVICE
800 SAMOSET DR
NEWARK DE 19713
WELLS FARGO BANK N A
LEVY PROCESSING MAC S4001-01E
PO BOX 29779
PHOENIX AZ 85038-9779
JUDGE VIOLA

MINUTE ENTRY

Courtroom 714 ECB

11:04 a.m. This is the time set for a virtual Status Conference regarding Discovery Dispute. Plaintiffs are represented by counsel, Charles E. Markle. Defendant is represented by counsel, Joshua M. Snell.

A record of the proceedings is made digitally in lieu of a court reporter.

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Discussion is held regarding the status of the case.

The parties state their respective positions.

The Court instructs Defendant to review Rule 69 of the Ariz. R. Civ. P. before finalizing the Responses. Mr. Snell should contact Mr. Markle if his client's circumstances impedes his ability to produce the Responses as ordered. The Court further notes Defendant shall respond to the outstanding discovery requests by **July 2, 2021**.

For the reasons stated on the record,

IT IS ORDERED taking under advisement Plaintiff's request for Attorneys' Fees and Cost.

11:13 a.m. Matter concludes.

LATER:

The Court has considered Plaintiff's request for an award of attorneys' fees related to the Rule 26(d) dispute presented earlier today. The Court is allowing Plaintiff to file an application and affidavit to support the request after considering the following: 1) Defendant's failure to timely serve responses; and 2) Defendant's failure to participate in the Rule 26(d) statement. The conference with the Court could have been avoided had Defendant communicated with counsel.

IT IS ORDERED Plaintiff's application and affidavit shall be filed on or before **July 9, 2021**.