

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2003-015126

07/20/2006

HONORABLE ROBERT E. MILES

CLERK OF THE COURT
T. Melius
Deputy

FILED: 07/28/2006

EAGLE MOUNTAIN COMMUNITY
ASSOCIATION

WILLIAM F SHORE III

v.

EAGLE MOUNTAIN INVESTORS L L C

WILLIAM A NEBEKER

TRIAL MINUTE ENTRY
DAY 7

9:34 a.m. Trial to jury continues from July 19, 2006. Plaintiff is represented by counsel, William F. Shore, III. Defendant is represented by counsel, William A. Nebeker and Marcus Tappe. Also present are various members of the Plaintiff Association and an officer representative of the Defendant.

The jury is present.

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

Defendant's case continues:

Dave Deatherage resumes the stand and testifies further.

10:38 a.m. Court stands in recess.

10:55 a.m. Court reconvenes with respective parties and counsel present. The jury is present.

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

Dave Deatherage resumes the stand and testifies further.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2003-015126

07/20/2006

The Court receives written questions from the jury. Court and counsel discuss the same outside of the hearing of the jury.

The witness testifies further.

FILED: Jury Questions (2)

The witness is excused.

11:57 a.m. Court stands in recess.

1:30 p.m. Court reconvenes with respective parties and counsel present. The jury is present.

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

Robert McMichael is sworn and testifies.

2:47 p.m. Court stands in recess.

3:03 p.m. Court reconvenes with respective parties and counsel present. The jury is present.

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

Robert McMichael resumes the stand and testifies further.

The Court receives written questions from the jury. Court and counsel discuss the same outside of the hearing of the jury.

The witness testifies further.

FILED: Jury Questions (2)

The witness is excused.

Defendants rests.

Plaintiff's rebuttal:

George H. Glos, III, having previously been sworn, resumes the stand and testifies further.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2003-015126

07/20/2006

The Court receives written questions from the jury. Court and counsel discuss the same outside of the hearing of the jury.

The witness testifies further.

FILED: Jury Questions (2)

The witness is excused.

4:24 p.m. The jury is excused until 9:30 a.m. on July 21, 2006.

4:27 p.m. Court reconvenes with respective parties and counsel present.

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

Final jury instructions, forms of verdicts are discussed.

5:05 p.m. Court stands in recess.