

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2008-013449

07/20/2009

HONORABLE BETHANY G. HICKS

CLERK OF THE COURT  
L. Firriello  
Deputy

JEAN PISERCHIA, et al.

RICHARD A KASPER

v.

TERRAVITA COMMUNITY ASSOCIATION  
INC, et al.

ROBERT GRASSO JR.

DENISE O'ROURKE

**STATUS CONFERENCE SET**

IN CHAMBERS

9:45a.m. This is the time set for a Telephonic Status Conference. Plaintiffs are represented by counsel Richard A. Kasper. Defendant Terravita Community Association, Inc. is represented by counsel Kim Alvarado. Defendant Terravita Golf Club, Inc. is represented by counsel Denise O'Rourke. All parties appear telephonically.

Court reporter, Michael Babicky, is present.

The case status is discussed.

**IT IS ORDERED** a Joint Pre-Trial Statement shall be filed by **December 31, 1009**.

Counsel advise the Court that they will use a private mediator.

**IT IS FURTHER ORDERED** that counsel confer and select a mediator and contact that mediator by September 2, 2009 to schedule an appointment for mediation.

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**IT IS FURTHER ORDERED** that if the parties are unable to agree on a mediator, each side shall select two names, then each party may strike one name from the other's list, after which time Plaintiffs counsel shall list the remaining names in alphabetical order with no reference to who proposed the names and submit the list to the Court, and the Court will make the final selection.

All parties concerned with this lawsuit, counsel and those with authority on behalf of the parties must **PERSONALLY** appear at the settlement conference and participate in good faith, unless the mediator, in his discretion, allows a telephonic appearance.

**IT IS FURTHER ORDERED** that, if practicable, the appointed Judge Pro Tem shall deliver copy of Civil Settlement Conference Report to the Judge's chambers for an *in camera* review two days after the conference. The Civil Settlement Conference Report shall not be filed and shall not be disseminated to the parties.

**IT IS FURTHER ORDERED** setting a Telephonic Status Conference for **October 20, 2009 at 9:00 a.m.** with **Plaintiff to initiate** call to this Division, telephone number 602-506-2139.

**Suggestions to conference call attendees calling from outside the court system:**

- Do not use a speaker phone.
- Do not use a cell phone. If possible, use a desk phone.
- Avoid noisy areas.
- Mute phone when not speaking.
- State your name every time you address the Court.

**IT IS FURTHER ORDERED** that **3 days prior** to the Status Conference, the parties shall submit a written **Joint Notice of Statement of the Case** indicating the following:

- The status of the case;
- Compliance with the Court's deadlines,
- Issue(s) that they have resolved; and
- Any problems or motions to address.

9:50 a.m. Matter concludes.

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This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>