

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2006-008033

10/08/2008

HON. EDWARD O. BURKE

CLERK OF THE COURT  
L. Nixon  
Deputy

UNITED METRO MATERIALS INC

FRANCES J HAYNES

v.

REQUIP L L C, et al.

WILLIAM J SIMON  
SEAN P ST CLAIR

MINUTE ENTRY

The court, having received and reviewed Defendants' Motion to Alter or Amend the Judgment Entered on July 29, 2008, Plaintiff's Response to Motion to Alter or Amend the Judgment and Objection to Proposed Form of Amended Judgment, and Defendants' Reply to Response to Motion to Alter or Amend the Judgment, enters the following ruling.

Defendants' Motion to Alter or Amend the Judgment Entered on July 29, 2008 is DENIED.

Defendants argue that Plaintiff is only entitled to recover damages and attorney's fees in an amount that does not exceed the value of the bond. A.R.S. §33-1004(E) states that a judgment for a claimant on the bond "shall be against the principal and his sureties." The judgment recites that it is limited to the penal sum of the bond.