

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2003-024457

10/28/2004

THE HONORABLE MICHAEL A. YARNELL

CLERK OF THE COURT
M. L. Smith
Deputy

FILED: 11/04/2004

FIREROCK RESORT CASITAS
CONDOMINIUMS HOMEOWNERS
ASSOCIATION

MICHAEL D DICKS

v.

MIRAGE HOMES L L C, et al.

JILL ANN HERMAN

ADAM B CAMPBELL
WILLIAM H DOYLE
STEPHEN E JACKSON
KENNETH JANUSZEWSKI
RINA K RAI
RICHARD L RIGHI
JAMES M SHINN

MINUTE ENTRY

The court has received and reviewed' "Defendants Mirage Homes, L.L.C. and Mirage Homes Construction, Inc's, Motion To Compel Attendance At Mediation," filed October 12, 2004, Third Party Defendant Chas Roberts Air Conditioning, Inc., Response. . ." filed October 15, 2004, and Defendants' Reply filed October 27, 2004.

On September 13, 2004, at a duly noticed comprehensive pretrial conference, this court ordered, in part, "the parties shall and must carry through with the planned private mediation sessions."

Mirage contends that at the mediation conference held before Christopher Skelly on October 5, 2004 "numerous third-party defendants did not appear." Only third party Defendant Chas Roberts has filed a reply, contending "Chas Roberts attended the first mediation" and contending the adjuster for Chas Roberts' carrier is beyond the jurisdiction of this court.

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On the court's own motion,

IT IS ORDERED all parties shall and must appear before this court on **November 30, 2004, at 8:30 a.m.** and show cause why this court should not appoint a private mediator in this action and require all parties, including all insurance adjusters, to personally appear before the court appointed mediator from time to time for mediation sessions, as may be reasonably requested by the court appointed mediator.