

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2004-013664

11/10/2005

JUDGE PRO TEM GLENN M. DAVIS

CLERK OF THE COURT
L. Muhammad
Deputy

FILED: 11/16/2005

ALFRED J CONSTANTINE

NICOLAS J CORNELIUS

v.

CANYON GATE CONDOMINIUM
ASSOCIATION INC, et al.

LISA MILLS

GRAY & OLSON LLC dba
GRAY DEVELOPMENT COMPANY;
GRAY/WESTERN DEVELOPMENT
COMPANY

RYAN J MCCARTHY

MINUTE ENTRY

9:29 a.m. This is the time of Rule 16 Pretrial Comprehensive Scheduling Conference.

Appearing telephonically are Nicolas J. Cornelius on behalf of the Plaintiff Alfred J. Constantine; Lisa Mills on behalf of Defendants Canyon Gate Condominium Association Inc. and Scottsdale Condominium Management Inc.; Ryan McCarthy on behalf of the Defendants Gray & Olson LLC dba Gray Development Company and Gray/Western Development Company.

Court reporter: Lorraine Chalkey 602-506-7747.

Court and counsel discuss the status of the case.

COMPREHENSIVE PRETRIAL SCHEDULING CONFERENCE RESET

Pursuant to Rule 16, A.R.C.P. cases, this case is scheduled for a Comprehensive Pretrial Conference on **February 13, 2006 at 11:30 a.m. (15 minutes--telephonic) in this division.** The Court has set aside 15 minutes for this conference. If all counsel feel significantly more or less time is required for the Conference, the Court should be notified immediately.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2004-013664

11/10/2005

Counsel for Plaintiff shall initiate the conference call if Plaintiff is still in the case; if not, counsel for Defendants Canyon Gate Condominium Association and Scottsdale Condominium Management shall initiate the conference call.

All counsel are directed to meet personally before the Comprehensive Pretrial Conference to discuss all of the matters set forth in Rule 16(c) A.R.C.P. Counsel shall prepare and file with the Court three working days before the Comprehensive Pretrial Conference, a Joint Pretrial Memorandum addressing at least the following items:

1. An agreed-upon schedule for completion of discovery. As far as can reasonably be anticipated, each party shall set forth the depositions they anticipate taking and the approximate time required for each; all requests for production; and all tangible evidence to be disclosed or exchanged.
2. A date for the simultaneous disclosure of expert witnesses.
3. A date or dates for the disclosure of all non-expert witnesses.
4. The number of additional non-uniform interrogatories requested by each party and the reasons for the requests.
5. The position of each counsel on whether the Rule 38.1 A.R.C.P. time limits should be waived.
6. A proposed date for a Mandatory Settlement Conference pursuant to Rule 16.1 A.R.C.P.
7. An agreed-upon date for compliance with Rule 16(D) A.R.C.P.
8. A proposed trial date agreed upon by all counsel and estimated number of trial days.

If counsel are unable to agree on any of the items of the Pretrial Statement, the reasons for their inability to agree shall be set forth in the Pretrial Statement.

Counsel are reminded the Court will impose sanctions against counsel and/or their clients for failure to participate in good faith in the Pretrial Statement of the Comprehensive Pretrial Conference.

9:36 a.m. Hearing concludes.

HONORABLE GLENN M. DAVIS
MARICOPA COUNTY SUPERIOR COURT

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2004-013664

11/10/2005

**EAST COURT BUILDING
101 WEST JEFFERSON
6th FLOOR, COURTROOM 611
PHOENIX, AZ 85003
602-506-3135 TEL**