

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2006-016557

11/20/2006

JUDGE PENDLETON GAINES

CLERK OF THE COURT  
A. Beery  
Deputy

SUN CITY GRAND COMMUNITY  
ASSOCIATION INC

JASON E SMITH

v.

SYLVIA J HEILBRUN DECEDENTS TRUST,  
THE, et al.

SYLVIA J HEILBRUN DECEDENTS  
TRUST, THE  
16439 W CRATER LANE  
SURPRISE AZ 85374

DANIEL PENTON  
16439 W CRATER LANE  
SURPRISE AZ 85374

MINUTE ENTRY

2:05 p.m. This is the time set for return hearing re: Order to Show Cause. Plaintiff is represented by counsel, Jason E. Smith and James Hazelwood. Defendant Daniel Penton is present telephonically on his own behalf.

Court Reporter, Debbie Croci, is present.

Statements are made to the Court.

IT IS ORDERED setting evidentiary hearing on Plaintiff's Application for Preliminary Injunction for **January 26, 2007 at 10:00 a.m.** (1 hour) in this division. The following orders apply to the hearing:

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1. At the time of the hearing, either side may present evidence by way of affidavit or declaration, as long as the affiant or declarant is available at the time of the hearing for cross examination either by phone or in person.
2. Both sides are to exchange with one another their exhibit lists, witness lists, and copies of all exhibits, copies of all affidavits and declarations, or anything else they intend to use at the hearing not later than two full calendar weeks before the hearing.
3. Either side is entitled to pursue a limited and reasonable amount of discovery. If the parties cannot agree on what constitutes a limited and reasonable amount of discovery, they are to telephone the Court for further direction.
4. If Mr. Penton intends to be represented by counsel, he is advised to hire a lawyer immediately.

2:20 p.m. Hearing concludes.