

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2005-019613

11/15/2007

HONORABLE A. CRAIG BLAKEY II

CLERK OF THE COURT
L. Gilbert
Deputy

MIRAGE CROSSING RESORT CASITAS
HOMEOWNERS ASSOCIATION INC

JOHN E CHAIX

v.

MIRAGE HOMES CONSTRUCTION INC, et al.

WILLIAM R METTLER JR.

JACK G BARONE
DANIEL A BEATTY
JASON J BLISS
ADAM B CAMPBELL
SUSANNE E INGOLD
MELISSA LIN
ANDREW R PESHEK
JAN-GEORG ROESCH
F LISA ALLEN
MARK ANDREW NICKEL
LLOYD J ANDREWS

MINUTE ENTRY

10:07 a.m. This is the time set for Oral Argument. Plaintiff is represented by counsel, John E. Chaix and John Elardo. Mirage Defendants are represented by counsel, William R. Mettler, Jr., Louis W. Horowitz, Jill Ann Herman and David Stout. Defendants A-1 Steel, Norcraft Holdings and Markham Contracting are represented by counsel, Jan-Georg Roesch. Defendants Century Roofing and Opt. Co. are represented by counsel, Jack Barone. Defendant Bill Sisson Plumbing is represented by counsel, Lloyd J. Andrews. Defendant Castle Drywall is represented by counsel, Andrew Peshek. Defendant Jordan Windows is represented by counsel,

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Mark Nickel and Douglas H. Fitch. Defendant GAC, Inc. is represented by counsel, Jason Bliss. Defendants Sunrise Stucco and Opt. Co. are represented by counsel, Susanne E. Ingold. Defendants Jedko and Alvin Concrete are represented by counsel, Adam Campbell. Defendants Alvin Concrete, Arizona Door and Trim, Inc., Dotty and Sons Plumbing, Eagle Valley Construction, Gypsum Floor Masters and Maycon Iron Designs are represented by counsel, Daniel A. Beatty. Defendant Eagle Ventures is represented by counsel, F. Lisa Allen. Defendants Castle Drywall, Del Rio Drywall and David R. Howard Electric, Inc. are represented by counsel, Melissa Lin.

Court reporter, Marylynn LeMoine, is present.

IT IS ORDERED granting Plaintiff's Motion to Strike Replies to Joinders in which Plaintiff did not file a response to the underlying Motion.

IT IS ORDERED denying Plaintiff's Motion to Strike the Associated Statement of Facts.

Argument is presented.

IT IS ORDERED taking the following Motions under advisement:

1. Defendants Mirage Homes' Motion for Summary Judgment on Claims for Damages for Allegations of Defect Not Supported by the Evidence.
2. Defendants Mirage Homes' Motion for Summary Judgment re: Compliance With A.R.S. §33-2002 as to All Claims and as to All Claims Based on Rights of Individual Members.
3. Defendant Castle Drywall's Motion for Summary Judgment re: Standing.

Discussion is held regarding the trial date of January 8, 2008.

In light of the motions pending before the Court,

IT IS ORDERED vacating the trial date of January 8, 2008.

IT IS FURTHER ORDERED vacating the Trial Management Conference set for **December 7, 2007 at 9:00 a.m.** and setting a Status Conference re: trial date on said date and time.

11:55 a.m. Matter concludes.

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