

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2018-014261

10/29/2020

HONORABLE JOSEPH P. MIKITISH

CLERK OF THE COURT
C. Lacey
Deputy

JASON KOMOROWSKI, et al.

E JEFFREY WALSH

v.

WHISPER MOUNTAIN HOMEOWNERS
ASSOCIATION

BRADLEY R JARDINE

JUDGE MIKITISH

MINUTE ENTRY

ECB 913

11:40 a.m. This is the time set for a virtual Status Conference regarding trial details. Plaintiffs Jason Komorowski and Melissa Komorowski, who are present, are represented by counsel, E. Jeffrey Walsh. Defendant Whisper Mountain Homeowners Association is represented by counsel, Michael Warzynski and Bradley R. Jardine. The parties appear via the GoToMeeting platform.

A record of the proceedings is made digitally in lieu of a court reporter.

Discussion is held regarding the current public health crisis, and the Defendant's Motion to Continue the Trial, filed October 29, 2020.

For reasons stated on the record,

IT IS ORDERED denying the Motion to Continue the Trial.

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Discussion is held regarding jury notebooks, exhibits, preventative safety measures, and potentially resetting the matter for a trial to the Court.

Pursuant to the matters discussed,

IT IS ORDERED that the parties shall confer and discuss a stipulated approach with regards to jury notebooks, and submit their considerations to the Court by **12:00 p.m.** on **November 2, 2020**.

IT IS FURTHER ORDERED that the parties shall meet and confer, and discuss whether they would consider resetting the matter for a bench trial. The parties' considerations shall be submitted to the Court by **12:00 p.m.** on **November 2, 2020**.

Discussion is held regarding disputes and objections to items presented in the parties' Joint Pretrial Statement.

Pursuant to the matters discussed,

IT IS ORDERED that the parties shall submit proposed jury instructions and *voir dire* stipulations to the Court by no later than **12:00 p.m.** on **October 30, 2020**. The parties shall submit these to this division's Judicial Assistant by email in Microsoft Word format.

Joel.Grajeda@JBAZMC.Maricopa.gov

Discussion is held regarding witnesses making appearances at trial via videoconference.

The Court affirms that due to the public health crisis witnesses or relevant parties may appear in the proceedings via videoconference.

12:23 p.m. Matter concludes.