

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2007-053132

11/30/2007

HON. PAUL A KATZ

CLERK OF THE COURT
W. Bobrowski
Deputy

DOMINICK ABATEMARCO

BRIAN M BERGIN

v.

CANTERRA AT SQUAW PEAK
CONDOMINIUM ASSOCIATION INC, et al.

MARK A HOLMGREN

EVIDENTIARY HEARING SET

1:33 p.m. This is the time set for Order to Show Cause Return Hearing Re: Plaintiff's Application for Preliminary Injunction. Plaintiff is represented by counsel, Brian M. Bergin. Defendant Canterra at Squaw Peak Condominium Association, Inc. is represented by counsel, Mark A. Holmgren.

Court Reporter, Kim Hannan, is present.

Discussion is held.

IT IS ORDERED setting an **Evidentiary Hearing** for **February 25, 2008 at 1:30 p.m.**
before:

JUDGE PAUL A. KATZ
Northeast Regional Court Center
18380 N. 40th Street
Courtroom 111
Phoenix, AZ 85032

SUPERIOR COURT OF ARIZONA
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(602) 506-5806

IT IS FURTHER ORDERED that by February 11, 2008, counsel will have exchanged any exhibits that they intend to offer at the scheduled evidentiary hearing and a list of witnesses together with a brief summary of what they expect them to testify to.

IT IS FURTHER ORDERED that by February 11, 2008, counsel will file any supplemental briefs or memoranda in support of their respective positions together with any supporting affidavits or declarations.

IT IS FURTHER ORDERED that both sides **shall** hand-deliver to the Clerk of this Division all exhibits to be used at the hearing **at least two (2) business days prior to the hearing.** Exhibits shall be accompanied with a numbered list of each exhibit and shall be separated with a blank sheet of colored paper. All hearing exhibits shall have been exchanged prior to that time. No duplicate exhibits shall be presented for marking. **If either party fails to comply with the steps for marking exhibits, that party's exhibits may be precluded from being marked at the hearing.**

IT IS FURTHER ORDERED that if by December 14, 2007, the parties have been unable to reach an agreement with respect to the sequencing or completion of disclosure and discovery, they shall notify the Court and the Court will conduct a Pretrial Conference for purposes of establishing those deadlines.

1:52 p.m. Hearing concludes.