

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2006-008033

12/03/2007

HON. EDWARD O. BURKE

CLERK OF THE COURT  
L. Nixon  
Deputy

UNITED METRO MATERIALS INC

FRANCES J HAYNES

v.

REQUIP L L C, et al.

REQUIP L L C  
NO ADDRESS ON RECORD

WILLIAM J SIMON  
SEAN P ST CLAIR

MINUTE ENTRY

9:51 a.m. This is the time set for Oral Argument on Plaintiff's Motions for Partial Summary Judgment, and Defendant's Renewed Motion for Partial Summary Judgment. Plaintiff, United Metro Materials, Inc., is represented by counsel, Kirsten Copeland and Frances J. Haynes. Defendants, U.S. Development Land L.L.C. and Western Surety Company, are represented by counsel, Kevin Nelson for William J. Simon. Defendants, Beazer Homes Holdings Corp., Standard Pacific of Arizona, Inc., Montelena Master Community Assoc., and Compass Bank are represented by counsel, Sean P. St. Clair.

Court reporter, Scott Coniam, is present, in addition to a recording of the proceeding by CD (FTR).

Argument is heard regarding Motions for Partial Summary Judgment.

The Court is notified that the Defendant Requip L.L.C., is no longer a party in this litigation, and a default judgment had been filed against them.

IT IS ORDERED taking this matter under advisement.

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IT IS FURTHER ORDERED the Court will consider the Plaintiff's trial conflict in Pinal County. The parties request for Bench Trial is GRANTED.

10:39 a.m. Hearing concludes.