

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2008-013449

11/24/2009

HONORABLE BETHANY G. HICKS

CLERK OF THE COURT
M. Sahli
Deputy

JEAN PISERCHIA, et al.

RICHARD A KASPER

v.

TERRAVITA COMMUNITY ASSOCIATION
INC, et al.

ROBERT GRASSO JR.

DENISE O'ROURKE
COURT ADMIN-CIVIL-CCC
DOCKET-CIVIL-CCC
JUDGE LINDA MILES

MINUTE ENTRY

9:45 a.m. In chambers. This is the time set for Telephonic Status Conference. All parties appear telephonically. Plaintiffs are represented by counsel, Richard Kasper. Defendant Terravita Community Association is represented by counsel, Kim Alvarado. Defendant Terravita Golf Club is represented by counsel, Denise O'Rourke.

Court reporter, Michael Babicky is present.

Counsel inform the Court that a settlement has been reached in this case and that a Stipulation to Dismiss will be filed with the Court. Counsel are requested to present an Order of Dismissal for the Court's signature.

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Pursuant to that representation of counsel,

IT IS ORDERED vacating the minute entry order of November 18, 2009 reassigning this case to the Honorable Linda Miles.

IT IS FURTHER ORDERED this Court will maintain jurisdiction pending final disposition of the case.

IT IS ORDERED setting a telephonic Status Conference for **December 18, 2009 at 11:30 a.m.** with **Plaintiff to initiate** call to this Division, telephone number 602-506-2139.

IT IS FURTHER ORDERED that **3 days prior** to the Status Conference, the parties shall submit a written **Joint Notice of Statement of the Case** indicating the following:

- The status of the case;
- Compliance with the Court's deadlines,
- Issue(s) that they have resolved; and
- Any problems or motions to address.

NOTE: Counsel are directed to provide the Court with a hard copy of the Notice as well as any document efiled that exceeds a 10-page limit.

Suggestions to conference call attendees calling from outside the court system:

- Do not use a speaker phone.
- Do not use a cell phone. If possible, use a desk phone.
- Avoid noisy areas.
- Mute phone when not speaking.
- State your name every time you address the Court.

Counsel are advised that the Court is available to discuss, by joint telephone call, discovery disputes or any other matter that may impact the parties' ability to resolve this case in a just, speedy, and inexpensive manner. See Rule 1, Ariz.R.Civ.P.

With respect to discovery disputes, counsel are also advised that, as the Court interprets Civil Rule 37(a)(2)(c), an exchange of correspondence between counsel is not sufficient to satisfy the "personal consultation" requirement of the Rule, except in extraordinary

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circumstances. At a minimum, counsel must speak to each other by telephone to attempt to resolve the dispute in good faith before involving the Court.

9:47 a.m. Matter concludes.

NOTE: The parties are advised that failure to appear at a hearing may result in sanctions, including a Default Judgment.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>