

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2010-000707

12/01/2010

HON. SAM J. MYERS

CLERK OF THE COURT  
L. Firriello  
Deputy

MARKHAM CONTRACTING CO INC

KIMBERLY A LANE

v.

PINNACLE POINT DEVELOPERS L L C, et al.

DANIEL E FREDENBERG  
ALTERNATIVE DISPUTE RESOLUTION -  
CCC

**MINUTE ENTRY**

The Court having received the parties' Joint Stipulation for Scheduling Order,

**IT IS ORDERED** adopting all proposed dates contained therein as the Scheduling Order in this matter all in accordance with the formal written Order e-signed and filed by the Court on November 30, 2010.

**IT IS ORDERED, the parties shall participate in a mandatory settlement conference.** This case is referred to the court's Alternative Dispute Resolution for the appointment of a judge *pro tempore* to conduct a settlement conference. **Counsel and/or the parties will receive a minute entry from ADR appointing the judge *pro tempore*.** Counsel and any "pro per" parties will contact the appointed judge *pro tempore* to arrange the date, time, and location for the settlement conference. The judge *pro tempore* is requested to conduct a settlement conference not later than **June 24, 2011**. The Office of Alternative Dispute Resolution will not do the scheduling of the settlement conference so please do not contact that office.

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All counsel and their clients, or non-lawyer representatives who have full and complete authority to settle the case, shall personally appear and participate in good faith in the Settlement Conference. Sanctions may be imposed for failure to participate.

**IT IS ORDERED** setting Telephonic Status Conference in this matter on **July 20, 2011 at 9:00 a.m.**

**THE HONORABLE SAM J. MYERS  
MARICOPA COUNTY SUPERIOR COURT  
CENTRAL COURT BUILDING  
201 W. JEFFERSON  
7TH FLOOR, COURTROOM 702  
PHOENIX, AZ 85003  
602-372-2940 TEL  
602-372-8744 FAX**

Court shall initiate the conference call to counsel.

***NOTE:*** *Counsel shall be available for the conference call on a telephone land line. Cell phones will not be permitted.*

***Note:*** *Counsel shall have their calendars available for this proceeding.*

**IT IS FURTHER ORDERED** that in no less than **five days** prior to the Status Conference set herein, the parties shall submit a Joint Statement pursuant to ARCP 16(d) and report to the Court the history and status of the efforts at Alternative Dispute Resolution pursuant to ARCP Rule 16(g).

**DISCOVERY DISPUTES:** In the event of any dispute concerning discovery, counsel are directed to confer pursuant to ARCP 26(g). If such conference is unsuccessful, counsel are directed to initiate a conference call with this Division BEFORE filing a motion to compel or motion for protective order.

**Court Reporter**

The proceeding will take place in the Superior Court's "e-courtroom." A record of the proceedings will be made by videotape and CD in lieu of a court reporter. Should you want an

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unofficial copy of the proceedings, the parties or counsel may request a videotape or CD of the proceedings for a \$20.00 charge. If a CD or videotape is requested, please obtain a form from the Self Center to request a daily copy of a court hearing or trial proceeding being conducted. Pay the applicable fee **at the Self Service Center**. Attach the receipt showing payment of the fee and present both the receipt and the form to the courtroom clerk or bailiff. **For copies of hearings or trial proceedings recorded previously, please call Electronic Records Services at 602-506-7100.** Should an official transcript be required, you may request that the court prepare it. The party ordering the transcript must pay for it. To request a transcript, call 602-506-7100 and provide the date of the proceeding, the case number, the case caption, if the transcript is for an appeal, and your name, address, and telephone number.

If a court reporter is required, the Court must receive a written request at least 48 hours before the commencement of the proceeding. Failure to timely request a court reporter will be deemed consent to proceed without a court reporter.

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