

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2011-018801

12/13/2013

HON. RANDALL H. WARNER

CLERK OF THE COURT
K. Ballard
Deputy

SCHAUMBURG BANK & TRUST COMPANY ANTHONY CALI
N A

v.

ARCITERRA NOTE FUND I I INVESTMENT JIMMIE W PURSELL JR.
COMPANY L L C, et al.

ALTERNATIVE DISPUTE
RESOLUTION - CCC

STATUS CONFERENCE SET

Courtroom: ECB-512

10:32 a.m. This is the time set for status conference. Plaintiff Schaumburg Bank & Trust Company, NA is represented by Counsel Scott A. Klundt (appearing in place of Anthony Cali). Defendants ArciTerra Note Fund II Investment Company, LLC; ArciTerra DPF LeTourneau, LLC and ArciTerra Realty Company, LLC are represented by Counsel Jimmie W. Pursell, Jr.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

The court has reviewed the parties' December 5, 2013 Amended Joint Status Report.

Discussion is held regarding the claims in this case and the briefing regarding the pending summary judgment motion.

At the request of counsel,

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IT IS ORDERED referring this case to the Superior Court's Alternative Dispute Resolution Department 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 no later than **April 15, 2014**. The Office of Alternative Dispute Resolution will not do the scheduling of the settlement conference so please do not contact that office.

All counsel and their clients, or non-lawyer representatives who have full and complete authority to settle the case, and all self-represented parties must **personally** appear and participate in good faith in the settlement conference. Sanctions may be imposed for failure to participate.

IT IS FURTHER ORDERED extending the deadline for Defendants to respond to Plaintiff's July 19, 2013 Motion for Partial Summary Judgment to **May 1, 2014**.

IT IS FURTHER ORDERED setting a **telephonic** status conference on **May 6, 2014 at 9:00 a.m.** (time allotted: **15 minutes**) in this division for the purpose of discussing the status of discovery, alternative dispute resolution, and the progress of this matter towards trial. Plaintiff's counsel shall initiate the conference call to this division at **602-372-2966**. All persons appearing shall appear on land lines and not on cellular phones, and shall not use the speakerphone features of their telephones, in order to maximize all participants' ability to hear and be heard. Counsel shall have their calendars available for this proceeding.

IT IS FURTHER ORDERED that in no less than **five (5) days** prior to the status conference set herein, the parties shall submit a joint status report to the court that includes (1) a very brief description of the case; (2) the status of discovery and other pertinent matters; (3) a list of pending motions or other matters, whether at issue or not; (4) the status of alternative dispute resolution; (5) when the parties anticipate the case will be ready for trial; and (6) how many trial days the parties estimate will be needed.

NOTE: All court proceedings are recorded by audio and video method and not by a court reporter. Any party may request the presence of a court reporter by contacting this division (602-372-2966) three (3) court business days before the scheduled hearing.

10:38 a.m. Matter concludes.

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ALERT: The Arizona Supreme Court Administrative Order 2011-140 directs the Clerk's Office not to accept paper filings from attorneys in civil cases. Civil cases must still be initiated on paper; however, subsequent documents must be eFiled through AZTurboCourt unless an exception defined in the Administrative Order applies.