

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2013-000741

12/10/2014

HON. SALLY SCHNEIDER DUNCAN

CLERK OF THE COURT
K. Ballard
Deputy

MANISH THAKRAR

GREGORY G MCGILL

v.

SURENDRA PALA

BIMAL R MERCHANT

HEARING

Courtroom: CCB-702

1:36 p.m. Evidentiary hearing continues from December 2, 2014 (regarding determination of damages in relation to Plaintiff's July 8, 2014 Motion for Summary Judgment re: Loan). Plaintiff/Counterdefendant Manish Thakrar and Third-Party Defendants BIL Investments, LLC and Usha Thakrar are represented (telephonically) by Gregory M. McGill. Defendant/Counterclaimant/Third-Party Plaintiff Surendra Pala is represented (telephonically) by Counsel Bimal R. Merchant.

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

Counsel confirm that there is no further evidence to present.

Defendant's counsel requests that the Court consider the report previously submitted without testimony.

The Court will not accept the expert report without testimony from the expert; therefore, the Court will not consider the expert report.

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Closing arguments are presented.

The Court finds that the jewelry is valued at \$2,025.00, based on the testimony of Mr. Lynch, which the Court found to be credible testimony. Namely, the necklace is valued at \$1,610.00 and the earrings are valued at \$415, for a total of \$2,025.00.

Further, the Court finds that the assessment of the late fee is appropriate pursuant to the parties' agreement. Therefore, the Court is going to provide for the offset in the amount valued for the jewelry. The interest that has accrued is that which was set forth in the Motion and is otherwise due and owing.

IT IS ORDERED that Plaintiff's counsel shall submit a form of order no later than **December 24, 2014**, consistent with today's rulings with respect to the July 8, 2014 Motion for Summary Judgment.

FILED: Exhibit Worksheet and Trial/Hearing Worksheet

2:00 p.m. Matter concludes.