

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2003-008362

06/30/2014

HONORABLE ARTHUR T. ANDERSON

CLERK OF THE COURT
L. Nelson
Deputy

CAL X-TRA, et al.

DANIEL G DOWD

v.

PHOENIX HOLDINGS I I, L L C, et al.

MAXWELL M BLECHER
515 S FIGUEROA ST 17TH FL
LOS ANGELES CA 90071-3334
RONALD J COHEN
HAROLD R COLLINS
515 S FIGUEROA ST 17TH FL
LOS ANGELES CA 90071-3334
RYAN P DYCHES
LAURA H KENNEDY
STEPHEN C NEAL
CHRISTOPHER B DURBIN

MINUTE ENTRY

Courtroom ECB-511

11:41 a.m. This is the time set for Emergency Hearing regarding a discovery dispute. Plaintiff, 10K, L.L.C., is telephonically represented by counsel, Jeffrey J. Goulder and Rebecca Lee van Doren. Defendants, WVSV Holdings, LLC and Conley Wolfswinkel, are telephonically represented by counsel, Christopher B. Durbin.

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

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2003-008362

06/30/2014

Discussion is held regarding three areas of dispute. Plaintiff claims Defendants have not produced requested documents in a timely fashion and documents that were produced were deficient; Defendants have named duplicative experts in violation of Rule 26.1(a)(3); and written discovery and requests for production of documents are not in compliance with the Rules.

IT IS ORDERED any witness that was not appropriately disclosed under Rule 26.1 will not be allowed to testify, unless counsel can stipulate otherwise.

IT IS FURTHER ORDERED Defendants shall have until close of business on **July 2, 2014** to identify which appraisal expert will be called.

IT IS FURTHER ORDERED counsel shall have until **12:00 p.m. noon on July 2, 2014**, to conduct a short meet and confer to eliminate duplicative requests for production of documents and interrogatories. Counsel may submit a Joint Discovery Memorandum addressing requests that remain in dispute. The memorandum shall not exceed 10 pages in length and prior discovery may be submitted as an attachment.

12:07 p.m. Hearing concludes.