

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2003-020594

09/28/2004

JUDGE PENDLETON GAINES

CLERK OF THE COURT
W. Bobrowski
Deputy

FILED: 09/30/2004

MICHAEL PICKLES, et al.

RICHARD C GRAMLICH

v.

FULTON HOMES CORPORATION, et al.

JUDITH A DOWNS

JOEL E SANNES

TRIAL SETTING MINUTE ENTRY

9:19 a.m. This is the time set for telephonic Pretrial Conference. Plaintiffs are represented by counsel, Richard Gramlich, who appears in person. Defendants are represented by counsel, Judith Downs, Corey Larson and Joel Sannes.

A court reporter is not present.

Discussion is held.

IT IS ORDERED as follows:

1. All discovery will be concluded not later than December 31, 2004.
2. Appraisal experts will be disclosed not later than October 29, 2004. Any rebuttal experts will be disclosed not later than November 30, 2004.
3. All non-expert witnesses and exhibits will be mutually and simultaneously exchanged not later than October 29, 2004.
4. This matter is set for trial to a jury on **January 31, 2005 at 9:30 a.m.** in this division.

Allotted time for trial: **4 days.**

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THIS IS A FIRM TRIAL SETTING.

5. The Court makes a presumptive time allocation of **7 hours** per side after the jury is seated and selected.
6. A final Pretrial Management Conference is set on **January 14, 2005 at 11:00 a.m.** (30 minutes) in this division. Counsel should be prepared to discuss the following:
 - a. Prior to the Pretrial Management Conference, counsel are directed to meet and confer with respect to pre-marking all exhibits directly into evidence. Trial exhibits will be brought to the Pretrial Management Conference. Any objections to exhibits will be heard at the Pretrial Management Conference.
 - b. Consider the creative and effective use of courtroom technology, deposition summaries and extracts, summaries of direct testimony, juror notebooks and any and all other matters that will make this case interesting for the jury and assist counsel in making the maximum and most effective use of their time allocation.
 - c. Motions in limine, if any, will be argued at the Pretrial Management Conference.
7. Jury Instructions, voir dire questions, and verdict forms shall be delivered to the Court at the Pretrial Management Conference. Counsel shall deliver copies of:
 - a. Proposed voir dire questions.
 - b. A joint set of agreed-upon preliminary and final jury instructions and form(s) of verdict.
 - c. Separate sets of requested instructions that have not been agreed upon.
 - d. A statement of the case for the Court to read to the jury.

9:23 a.m. Conference concludes.