

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

*** FILED ***
10/14/2002

10/07/2002

CLERK OF THE COURT
FORM V000A

HON. MARGARET H. DOWNIE

L. Rasmussen
Deputy

CV 1999-004702
(CONSOL.)

FILED: _____

OSBORN ELEMENTARY SCHOOL DISTRICT THOMAS K IRVINE
NO 8

v.

7TH STREET PHOENIX LLC, et al. JAY DUSHOFF

PRETRIAL MANAGEMENT CONFERENCE

9:43 a.m. This is the time set for the final pretrial management conference. Plaintiff is represented by counsel Thomas K. Irvine. Defendants are represented by counsel Jay Dushoff and Anthony Misseldine.

Court reporter Cindy Benner is present.

Defendants' motion to strike is argued to the court.

IT IS ORDERED denying motion to strike; however, Robert Blakey shall be made available for deposition on the supplemental disclosures only.

The court rules as follows on motions *in limine*:

Defendants

1. Statutory interest; granted.

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2. Precluding evidence of prior sale of subject property; denied.
3. Precluding evidence of prior condemnation action; granted.
4. Precluding reference to hazardous waste; granted.
5. Precluding evidence that Jay Dushoff had retained Robert Blakey numerous times as an expert appraisal witness; denied.

Plaintiff:

1. Exclusion of the appraisal report evidence and testimony; denied.

Counsel for plaintiff having lodged a proposed form of judgment as to the issue of damages,

IT IS ORDERED that counsel for defendants may have until November 7, 2002, to lodge objections to the proposed form of judgment. Counsel for plaintiff may have until November 22, 2002, to file a reply in support of its form of judgment.

10:43 a.m. Conference concludes.