

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2007-004793

02/25/2008

HONORABLE JOHN A. BUTTRICK

CLERK OF THE COURT
C. Castro
Deputy

CITY OF PHOENIX

DENTON A CASEY

v.

ELIZABETH O GARRETSON, et al.

STEVEN B PALMER
DALE S ZEITLIN

COMPREHENSIVE PRETRIAL CONFERENCE

IN CHAMBERS:

1:30 p.m. This is the time set for Comprehensive Pretrial Conference. Plaintiff is represented by counsel, Denton A. Casey. Defendants are represented by counsel, Dale S. Zeitlin who appears *telephonically*.

No court reporter is present.

A Comprehensive Pretrial Conference is conducted.

A Motion to Set and Certificate of Readiness having been filed,

IT IS ORDERED suspending Ariz. R. Civ. P. 38.1, as to the Motion to Set and Certificate of Readiness practice.

IT IS FURTHER ORDERED AS FOLLOWS:

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1. DISCLOSURE, DISCOVERY AND MOTIONS.

- A. **Expert Witnesses (simultaneous disclosure):** All parties shall have exchanged a formal written designation and disclosure of name, subject matter, address, resume and opinions of **all trial experts by 5:00 p.m., April 30, 2008.**
- B. **Discovery Cut-Off:** All discovery shall be completed **by 5:00 p.m., June 30, 2008.**
- C. **Rule 26.1:** All parties shall have exchanged up-to-date Rule 26.1 Supplemental Disclosure Statements including a disclosure of all final expert witness opinions **by 5:00 p.m., July 15, 2008.** No information disclosed after this date may be used at trial absent court order on motion and affidavit. Such information must be seasonably disclosed on an ongoing basis pursuant to Rule 26.1 **prior** to this date.
- D. **Pretrial Motions.** All pretrial motions, other than Motions in Limine, shall be filed **no later than 5:00 p.m., July 15, 2008.**
- E. **Other Motions.** Any motion re: sufficiency of all or any part of an appraisal shall be filed **no later than 5:00 p.m., June 30, 2008.**

2. SETTLEMENT CONFERENCE. The parties have agreed to private mediation. Private mediation shall be completed by July or August 2008.

IT IS FURTHER ORDERED the parties (and insurance adjusters) must personally attend and participate in any settlement conference or private mediation. The settlement conference or private mediation must be held and the parties must participate in good faith even if no settlement is expected.

3. TELEPHONIC TRIAL SETTING CONFERENCE. A Telephonic Trial Setting Conference is set for **September 2, 2008, at 9:00 a.m.** in this division. The parties will appear telephonically. The Court will initiate the call at the aforesaid date and time. At that time a firm trial date shall be set. In addition, a Final Pre-Trial Conference will be scheduled and the Court shall set deadlines for Motions in Limine, the Joint Pre-Trial Statement, Jury Instructions, Verdict Forms and Voir Dire Questions.

1:50 p.m. Matter concludes.

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ELECTRONIC ("E") COURTROOM

A record of the proceedings may be made by videotape in lieu of a court reporter. (**See Notice below**) Should an official transcript be required, you may request that the Court prepare it. The party ordering the transcript must pay for it. With this new technology, a court reporter is likely not required and the parties are encouraged to experience the Court's video-recording system before requesting a court reporter.

If a court reporter is required, a written request must be received by the Court at least 48 hours before the hearing.

NOTICE

New Fee for Copies of Electronically Recorded Proceedings:

Effective Monday, January 27, 2003, a fee of \$20.00 will be charged for each copy of superior court proceedings digitally recorded and provided on compact Disc (CD) and for each copy of a superior court proceeding provided on videotape. The fee is due when the CD or videotape is picked up. Cash and in-state checks will be accepted for payment. Please make checks payable to: Clerk of the Superior Court.

Blank, unused CDs and videotapes will not be accepted in lieu of payment.

Beginning Monday, January 27, 2003, the pick up location for CD or videotape copies of superior court proceedings recorded in downtown Phoenix will be the court's Self Service Center located in the Law Library on the first floor of the East Court Building. Fees will be collected at the Self Service Center. Copies of superior court proceedings recorded at the court's Southeast Facility in Mesa and at the court's Northwest Facility in Surprise may be picked up, and fees paid, at the Self Service Centers at those locations.

Questions may be directed to Ken Crenshaw, Administrator, Electronic Records Services, 602-506-7100 or kcrensa@superiorcourt.maricopa.gov.

Request for Daily Copy of Electronically Recorded Proceedings:

Obtain a form from the courtroom clerk or from the Self Service Center to request a daily copy of a court hearing or trial proceeding being conducted. Pay the applicable fee at the Self Service Center. Attach the receipt showing payment of fee and present both the receipt and the form to the bailiff. For copies of hearings or trial proceedings recorded previously, please call Electronic Records Services at 602-506-7100.