

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2016-003737

06/11/2018

HONORABLE DANIEL J. KILEY

CLERK OF THE COURT
C. Mai
Deputy

TRANSPACIFIC DEVELOPMENT COMPANY, MICHAEL J PONZO
et al.

v.

LEXINGTON INSURANCE COMPANY, et al. TIMOTHY M STRONG

BRET S SHAW

MINUTE ENTRY

Courtroom 911 (ECB)

11:03 a.m. This is the time set for a telephonic Oral Argument on the Motion for Expedited Consideration Re: Their Long-Pending Motion for Summary Judgment filed by Defendants Rimkus Consulting Group Inc. and Heidi M. Watton on May 18, 2018. Plaintiffs are represented by counsel, Michael Poli. Defendant Lexington Insurance Company is represented by counsel, Timothy M. Strong and also represented telephonically by counsel, Bennett Evan Cooper. Defendants Rimkus Consulting Group Inc. and Heidi M. Watton are represented by counsel, Bret S. Shaw and Thomas P. Burke II and also represented telephonically by counsel, David Ward.

A record of the proceedings is made digitally in lieu of a court reporter.

The Court has received the following filings after today's Oral Argument was set:

- Expedited Motion to Stay Depositions and Vacate Dispositive Motion Deadline filed by Defendant Lexington on June 8, 2018;

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- Plaintiffs' Motion to Compel Defendant Rimkus Consulting Group, Inc to Submit to Its Deposition Pursuant to Rule 30(b)(6), ARIZ. R. CIV. P filed on June 11, 2018; and
- Defendants' Notice of Intent to Attend in Person June 11, 2018 Hearing filed on June 8, 2018.

Discussion is held regarding the above-listed filings as well as the Motion for Expedited Consideration Re: Their Long-Pending Motion for Summary Judgment.

Counsel for Defendants Rimkus Consulting Group Inc. and Heidi M. Watton addresses the Court.

Counsel for Defendant Lexington Insurance Company addresses the Court.

Counsel for Plaintiffs addresses the Court.

In the absence of any objections,

IT IS ORDERED vacating the June 2018 deadline for filing dispositive motions.

Further discussion is held.

The following Motions are put on the agenda for July 13, 2018 Oral Argument in addition to the Motions listed in the Court's Minute Entry dated June 5, 2018: (1) Plaintiffs' Motion to Compel Defendant Rimkus Consulting Group, Inc. to Submit to Its Deposition Pursuant to Rule 30(b)(6), ARIZ. R. CIV. P filed on June 11, 2018; (2) Defendant Lexington Insurance Company's Motion for Leave to Amend Answer to Assert Defenses Barring Challenge to Appraisal filed on May 15, 2018; and (3) Defendants Rimkus Consulting Group Inc. and Heidi M. Watton's forthcoming pleading regarding the preliminary expert affidavit, if filed by June 13, 2018.

Further discussion is held regarding Motion to Stay Depositions and Vacate Dispositive Motion Deadline filed by Defendant Lexington on June 8, 2018.

The Court finds that the deadline for taking depositions has passed and so no depositions at this point in this matter are authorized. Additional discovery may be authorized after the pending Motions are resolved.

12:01 p.m. Matter concludes.