

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2017-003783

05/02/2019

HON. PAMELA GATES

CLERK OF THE COURT
K. Ballard
Deputy

BRADLEY WEECH, et al.

BRADLEY D WEECH

v.

JACKSON WHITE P C, et al.

BRIAN M MUELLER

EDMUNDO P ROBAINA

STATUS CONFERENCE SET

Courtroom: ECB-912

9:10 a.m. This is the time set for oral argument regarding Plaintiffs' March 25, 2019 Motion to Enforce Settlement Agreement. Plaintiffs are represented by Counsel Edmundo P. Robaina. Defendants are represented by Counsel Brian M. Mueller. Plaintiff Bradley Weech and Defendant Roger Foote are also present.

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

IT IS ORDERED granting Plaintiffs' May 1, 2019 Application to Withdraw as Counsel with Consent and permitting the withdrawal of attorneys Edmundo P. Robaina, Thomas T. Griffin, Samuel R. Randall and the law firm of Robaina & Kresin PLLC as counsel of record for Plaintiff Bradley Weech in the above-captioned matter.

LET THE RECORD REFLECT that Edmundo P. Robaina remains as counsel of record for Plaintiff Dena Weech.

Plaintiff Bradley Weech provides the court with an update on the status of the case since the filing of the briefs.

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Oral argument is presented. During the course of oral argument, the scope of today's hearing is discussed.

IT IS ORDERED that by the close of business on Friday, May 3, 2019, counsel for Defendants will provide to Mr. Weech the amount of net assets for JW Thunderbird, LLC on January 24, 2019 to determine the 11.11% amount owed to Mr. Weech as part of the assets of JW Thunderbird, LLC.

IT IS FURTHER ORDERED that by the close of business on Friday, May 3, 2019, counsel for Defendants will confer with his clients to determine if there is agreement to allow The Raymond Company Pension Services, LLC (Tim Raymond) to provide a valuation of the Pepper Plaza LLC Money Purchase Plan as of January 24, 2019, which will include the appraised value of the real property as set forth in Mr. Turner's appraisal.

IT IS FURTHER ORDERED that by the close of business today, May 2, 2019, counsel for Defendants will provide to Mr. Weech the three (3) versions of the settlement agreement proposed by Defendants. Mr. Weech will thereafter return to Defense counsel by Thursday, May 9, 2019, redlined versions of those settlement agreements. Mr. Weech will also email copies of the redlined versions to this court's judicial assistant at that time.

IT IS FURTHER ORDERED that by the close of business on Wednesday, May 8, 2019, counsel for Defendants will provide to Mr. Weech an estimate of the time it will take The Raymond Company Pension Services to provide a valuation of the Pepper Plaza LLC Money Purchase Plan and an estimated date by which Mr. Weech will be paid that amount – contingent upon the Defendants' agreement with The Raymond Company Pension Services preparing the valuation.

IT IS FURTHER ORDERED that Mr. Weech and Mr. Mueller will ensure that Mr. Robaina is copied on all correspondence and briefs.

IT IS FURTHER ORDERED setting an **in-person** status conference on **May 10, 2019 at 10:30 a.m.** in this division for the purposes of resolving any remaining disputes pertaining to the language of the parties' settlement agreement and the Motion to Enforce Settlement Agreement (which is being held in abeyance to determine if an agreement can be reached to resolve the parties' disputes).

**The Honorable Pamela Gates
Maricopa County Superior Court
East Court Building
101 W. Jefferson**

SUPERIOR COURT OF ARIZONA
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05/02/2019

9th Floor, Courtroom 912
Phoenix, AZ 85003
Phone: 602-506-6391
Fax: 602-372-8790

IT IS FURTHER ORDERED that Mr. Robaina may appear telephonically at the conference by contacting this division at **602-506-6391**.

If the parties reach agreement as to the redlined settlement agreements, they may contact the court and the May 10, 2019 status conference will be vacated.

NOTE: All court proceedings are recorded digitally and not by a court reporter. Pursuant to Local Rule 2.22, if a party desires a court reporter for any proceeding in which a court reporter is not mandated by Arizona Supreme Court Rule 30, the party must submit a written request to the assigned judicial officer at least ten (10) judicial days in advance of the hearing, and must pay the authorized fee to the Clerk of the Court at least two (2) judicial days before the proceeding. The fee is \$140 for a half-day and \$280 for a full day.

10:21 a.m. Matter concludes.