

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2003-011388

12/01/2004

JUDGE PENDLETON GAINES

CLERK OF THE COURT
W. Bobrowski
Deputy

FILED: 12/03/2004

MARK A HOFFMAN, et al.

ROBERT E BARRY II

v.

SHEA HOMES LIMITED PARTNERSHIP, et al. LEE P BLAKE

SCHEDULING CONFERENCE SET

9:29 a.m. This is the time set for telephonic Pretrial Conference. Plaintiffs are represented by counsel, Robert E. Barry, II. Defendants are represented by counsel, Lee P. Blake and Suzette Doody.

Court Reporter, Michael Vacca, is present.

Discussion is held.

The Court enters the following Interim Scheduling Order:

1. Plaintiffs will make their final and specific disclosure of defects not later than January 17, 2005. The disclosure need not identify cost of repair or diminution in value issues but must address specific defects with respect to the three homes.
2. Defendant Shea Homes will make an apportionment of responsibility as to subcontractors not later than February 28, 2005. Defendant Shea Homes will and may, without leave of Court, file and serve third-party defendants not later than March 31, 2005.
3. The Court sets a Scheduling Conference on **May 20, 2005 at 9:00 a.m.** in this division (30 minutes). Counsel are to appear in person. At the

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initiative of Mr. Blake, counsel are to meet and confer and submit to the Court a proposed scheduling order which addresses the issues contemplated by Rule 16(b).

4. At the time of the next Scheduling Conference, Plaintiffs are to identify the proposed timing on the motion for class certification.
5. There will be no addition of any third-party defendants who have not been served with the third-party complaint by March 31, 2005.
6. This order is not intended to preclude ongoing discovery and disclosures by the parties.

9:37 a.m. Hearing concludes.