

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2002-003703

01/08/2004

HONORABLE KENNETH L. FIELDS

CLERK OF THE COURT  
D. Whitford  
Deputy

FILED: 01/12/2004

BRENT HELBLIG

CALVIN C THUR

v.

FARMERS INSURANCE EXCHANGE, et al.

JON T NEUMANN

JANE E REDDIN

**RULINGS ON MATTERS TAKEN UNDER ADVISEMENT**

The Court has under advisement the following motions:

1. Plaintiff's Motion for Partial Summary Judgment re: Diminution in Value;
2. Defendant Farmers' Motion for Partial Summary Judgment regarding Plaintiff's Claim for Diminished Value;
3. Defendant Farmers Group, Inc's Motion for Summary Judgment Based on Lack of Privity of Contract;
4. Plaintiff's Motion for Summary Judgment re: Bad Faith;
5. Defendants' Motion for Summary Judgment re: Plaintiff's Bad Faith Claim;
6. Defendants' Motion to Bifurcate Trial;
7. Defendants Request for Preliminary Instruction; and
8. Defendants' Motion for Sanctions against Plaintiff and Plaintiff's Counsel.

After consideration of the pleadings and oral argument on those motions the Court scheduled for oral argument,

**IT IS ORDERED** denying all the motions listed above with the exception of the Request for a Preliminary Instruction. The Court will give preliminary instructions on bad faith based upon the parties' Proposed Instructions and the Revised Arizona Jury Instructions (Civil), 3<sup>rd</sup> edition.