

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2002-023593

03/21/2005

HONORABLE JANET E. BARTON

CLERK OF THE COURT
M. L. Smith
Deputy

FILED: 03/24/2005

JAY EDWARD BOOTH

MARK D SVEJDA

v.

FARMERS INSURANCE EXCHANGE, et al.

JAMES R BROENING

CALVIN C THUR
BRUCE M PRESTON

MINUTE ENTRY

11:00 a.m. This is the time set for hearing oral argument on:

1. Defendants' Motion for Partial Summary Judgment re: Multiple Claim Numbers,
2. Defendants' Motion for Partial Summary Judgment/Motion to Exclude Evidence of Business Plans, Quality Assurance Audits, Performance Based Compensation Plans and Personnel Evaluations,
3. Defendants' Motion for Partial Summary Judgment/Motion to Exclude Re Evidence of Defendants' Ownership and Financial Wealth,
4. Defendants' Motion for Partial Summary Judgment/Motion to Exclude Evidence and Argument Regarding the Corporate Logo or the Names "Farmers Insurance Group of Companies" or Farmers Insurance Group: or from Generically referring to Defendants as "Farmers" Defendants'
5. Motion for Partial Summary Judgment Re Diminution in Value, Resale Value and Plaintiff's Financial Hardship,
6. Defendants' Motion for Partial Summary Judgment Re: (1) Aftermarket Parts; (2) LKQ Parts; (3) Paint Caps; (4) Betterment,
7. Motion for Partial Summary Judgment/Motion to Exclude Re: Plaintiff's Claims of "Institutional Bad Faith" and Reliance Upon "Other Acts" Evidence.
8. Plaintiff's Motion to Strike Defendants' Improper Motions for Partial Summary Judgment.

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Plaintiff is represented by counsel, Calvin C. Thur. Defendant is represented by counsel, Bruce M. Preston.

Court Reporter, Margie Riley, is present.

Discussion is held regarding the pending motions as reflected on the record.

Oral argument is heard on Plaintiff's Motion to Strike Defendants' Improper Motions for Summary Judgment.

IT IS ORDERED granting the Motion to Strike and striking the seven motions for summary judgment as being improper.

IT IS FURTHER ORDERED these motions can be refiled as Motions in Limine. The Court will address these issues once Rule 7.2 has been complied with

11:35 a.m. Hearing concludes.