

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2009-015369

03/07/2012

HONORABLE DEAN M. FINK

CLERK OF THE COURT
S. Brown
Deputy

B M O HARRIS BANK NATIONAL
ASSOCIATION, et al.

JEFFREY J GOULDER
STEFAN M PALYS

v.

FIFTY-ONE INC, et al.

GREGORY G MCGILL

MICHAEL R PALUMBO
GAIL BARSKY

UNDER ADVISEMENT RULING

On February 21, 2012, the Court conducted a Fair Market Value hearing to determine the fair market value of property located at 1226 W. Peoria Ave. on the date of the trustee's sale of said property. Following the hearing, the Court took the matter under advisement.

Upon further review and consideration of the evidence and arguments, the Court rules as follows. Although the Grabois parties raised some interesting questions regarding the expert appraisal submitted by BMO Harris Bank (written by appraiser Thomas Inserra), the Court does not find in the record adequate or compelling evidence that enables it to reach an opinion of value different than the value supported by Mr. Inserra's appraisal. Accordingly, based on the evidence presented,

THE COURT FINDS that the fair market value of the subject property on February 25, 2011 was \$24,000.00.

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ALERT: The Arizona Supreme Court Administrative Order 2011-140 directs the Clerk's Office not to accept paper filings from attorneys in civil cases. Civil cases must still be initiated on paper; however, subsequent documents must be eFiled through AZTurboCourt unless an exception defined in the Administrative Order applies.