

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YAVAPAI

FILED
Date: December 5, 2011
5 O'clock P.M.
SANDRA K MARKHAM, CLERK
BY: Wendy Bryan ✓
DEPUTY

DIVISION 4

SANDRA K MARKHAM, CLERK

HONORABLE KENTON D. JONES

BY: Wendy Bryan, Deputy

CASE NO. P1300CV20030399

DATE: December 5, 2011

TITLE:

COUNSEL:

JOHN B. CUNDIFF and BARBARA C.
CUNDIFF, husband and wife; ELIZABETH
NASH, a married woman dealing with her
separate property; KENNETH PAGE and
KATHRYN PAGE, as Trustee of the Kenneth
Page and Catherine Page Trust,
Plaintiffs

J. Jeffrey Coughlin
J. JEFFREY COUGHLIN (e)
(For Plaintiffs)

-vs-

DONALD COX and CATHERINE COX,
husband and wife, et al.,
Defendants.

Jeffrey Adams
THE ADAMS LAW FIRM, PLLC (e)
(For Defendants)

David K. Wilhelmsen
FAVOUR MOORE & WILHELMSEN (e)
(For Defendant James Varilek)

Mark W. Drutz
MUSGROVE, DRUTZ & KACK, P.C. (e)
(For Defendant Robert Veres)

Noel J. Hebets
NOEL J. HEBETS, PLC (e)
(For Defendant William M. Grace)

HEARING ON:

NATURE OF PROCEEDINGS

COURT REPORTER

Scheduling Conference

Tom Ritter

START TIME: 3:31 p.m.

END TIME: 4:52 p.m.

APPEARANCES:

J. Jeffrey Coughlin, Counsel for Plaintiffs
Jeffrey Adams, Counsel for Defendants
David K. Wilhelmsen, Counsel for Defendant James Varilek
Mark W. Drutz, Counsel for Defendant Robert Veres

The Court received the Plaintiff's proposed schedule for Rule 16 scheduling conference today.

Mr. Wilhelmsen and Mr. Clugston have no objection to any of the time periods in the proposed scheduling outline.

Mr. Adams has not had an opportunity to discuss the proposed scheduling with his clients; however, Mr. Adams suggests his clients would prefer much shorter time periods than proposed by Counsel Coughlin. Mr. Adams requests the Court allow him leave to file documents once he has had a chance to discuss the proposal with his clients.

Mr. Drutz agrees with Mr. Adams.

Counsel requests time to respond to the Scheduling Conference.

The Plaintiff's have asserted that they believe Alternative Dispute Resolution could be successful at this point.

Discussion ensues regarding response times, deadlines, court of appeals and rulings by Judge David L. Mackey.

Counsel shall file any responses they may have to the Plaintiff's proposed schedule with the Court no later than December 16, 2011.

cc: Division 4 w/file
Hans Clugston—HANS CLUGSTON, PLLC (e)
Robert E. Schmitt—MURPHY, SCHMITT, HATHAWAY & WILSON, P.L.L.C. (e)
William "Bill" Jensen—2428 W. Coronado Avenue, Flagstaff, AZ 86001
Karen L. Wargo/Michael P. Wargo—9200 E. Spurr Lane, Prescott Valley, AZ 86315
Linda J. Hahn—10367 W. Mohawk Lane, Peoria, AZ 85382
Jesus Manjarres—105 Paseo Sarta #C, Green Valley, AZ 85614
Nicholas Corea—4 Denia, Laguna Niguel, CA 92677
John and Rebecca Feddema—9550 E. Spurr Lane, Prescott Valley, AZ 86315
Gary and Sabra Feddema—9601 Far Away Place, Prescott Valley, AZ 86315
Jack and Dolores Richardson—505 Oppenheimer Drive #4 12, Los Alamos, NM 87544
Eric Cleveland—9605 E. Disway, Prescott Valley, AZ 86315
Rynda and Jimmy Hoffman—9650 E. Spurr Lane, Prescott Valley, AZ 86315
William R. and Judith K. Stegeman Trust—9200 E. Far Away Place, Prescott Valley, AZ 86315
Sergio Martinez and Susana Navarro—10150 N. Lawrence Lane, Prescott Valley, AZ 86315
Robert and Patricia Janis—7685 N. Coyote Springs Road, Prescott Valley, AZ 86315
William and Shaunla Heckethom—9715 E. Far Away Place, Prescott Valley, AZ 86315
Leo and Marilyn Murphy—9366 E. Turtlerock Road, Prescott Valley, AZ 86315
James and Leslie Richie—9800 E. Plum Creek Way, Prescott Valley, AZ 86315
Rhonda Folsom—9305 N. Coyote Springs Road, Prescott Valley, AZ 86315
Kenneth Paloutzian—8200 Long Mesa Drive, Prescott Valley, AZ 86315
Robert Lee and Patti Ann Stack/Robert Lee and Patti Ann Stack Trust—
10375 Lawrence Lane, Prescott Valley, AZ 86315
John and Dusti Audsley—10500 N. Orion Way, Prescott Valley, AZ 86315
Dana E. and Sherrilyn G. Tapp—8595 E. Easy Street, Prescott Valley, AZ 86315
Richard and Beverly Strissel—9350 E. Slash Arrow Drive, Prescott Valley, AZ 86314
Bonnie Rosson—8950 E. Plum Creek Way, Prescott Valley, AZ 86314
Lloyd E. & Melva J. Self—9250 E. Slash Arrow Drive, Prescott Valley, AZ 86315