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CLERK
BY: K GRESHAM

SUPERIOR COURT OF THE STATE OF ARIZONA

COUNTY OF YAVAPAI

STATE OF ARIZONA, Plaintiff, v. STEVEN CARROLL DEMOCKER, Defendant.	NO. P1300CR201001325 **JOINT MOTION TO VACATE HEARING DEADLINES** (Assigned to the Honorable Gary E. Donahoe)

The parties jointly move the Court to vacate the scheduled deadlines for pre-hearing disclosures and for the evidentiary hearing. On June 8, 2012, the Arizona Supreme Court ordered that the interlocutory stay entered by the Court of Appeals will remain in effect pending the Supreme Court's consideration of the Yavapai County Attorney's Office ("YCAO") response to Defendant's Request for Interlocutory Stay. The YCAO filed its response with the Arizona Supreme Court on June 14, 2012 and the Supreme Court has not yet ruled on the request for Interlocutory Stay.

The evidentiary hearing and all pre-hearing deadlines set by this Court during the status conference on June 1, 2012 assumed that Defendant would produce the documents at issue by June 6, 2012. Because it is now nearly two weeks beyond that original production date, YCAO will not be in a position to make its initial disclosures by the current deadline of June 27, 2012. And, unfortunately, the continuance of the initial

disclosure deadline necessarily requires the continuance of all subsequent deadlines. Additionally, counsel have become aware that multiple key witnesses may be unavailable for the currently scheduled evidentiary hearing dates because of their attendance at a multi-day CLE program.

For these reasons, the parties agree and jointly request that the Court vacate all current deadlines related to the evidentiary hearing and that a scheduling conference be set after the Supreme Court issues a final ruling regarding the production of documents at issue. A proposed form of Order is attached hereto.

RESPECTFULLY SUBMITTED this 19th day of June, 2012.

JONES, SKELTON & HOCHULI, P.L.C.

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ORIGINAL of the foregoing mailed for filing this 19th day of June, 2012, to:

Clerk of the Court
Yavapai County Superior Court
120 South Cortez Street
Prescott, AZ 86303

COPY of the foregoing emailed this 19th day of June, 2012, to:

Honorable Gary Donahoe
Visiting Judge
Email: gdonahoe@q.com

_____

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SUPERIOR COURT OF THE STATE OF ARIZONA

COUNTY OF YAVAPAI

STATE OF ARIZONA, Plaintiff, v. STEVEN CARROLL DEMOCKER, Defendant.	NO. P1300CR201001325 **[PROPOSED] ORDER RE JOINT MOTION TO VACATE HEARING DEADLINES** (Assigned to the Honorable Gary E. Donahoe)

Upon consideration of the parties' Joint Motion To Vacate Hearing Deadlines, and for good cause showing,

IT IS ORDERED that all current pending deadlines related to the evidentiary hearing are vacated and that a scheduling conference will be set after the Supreme Court issues its final ruling regarding production of the documents at issue.

DATED this _____ day of _____, 2012.

_____
Hon. Gary E. Donahoe