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SUPERIOR COURT
YAVAPAI COUNTY, ARIZONA
2011 AUG 11 AM 11:23
SANDRA W. HARRIS, CLERK
BY: Kelly Gresham

7 Attorneys for Defendants

8 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
9 **IN AND FOR THE COUNTY OF YAVAPAI**

11 JOHN B. CUNDIFF and BARBARA C.
12 CUNDIFF, husband and wife; ELIZABETH
13 NASH, a married woman dealing with her
14 separate property; KENNETH PAGE and
15 KATHRYN PAGE, as Trustee of the Kenneth
16 Page and Catherine Page Trust,
17
18 Plaintiffs,
19
20 v.
21 DONALD COX and CATHERINE COX,
22 husband and wife,
23
24 Defendants,

P1300
Case No. CV 2003-0399

**MOTION TO SET AND CERTIFICATE
OF READINESS**

22 The undersigned hereby certify:

- 23 1. That the issues in the above-captioned case have actually been joined.
24
25 2. This case is one in equity and therefore only relief in equity is being sought,

26 although if a judgment is entered in favor of Defendants, Defendants will request an award of
27 attorney's fees, costs and expenses. This case is not subject to the mandatory arbitration
28 provisions of Rul 72 through 76 of these Rules.

1 3. The parties will have had a reasonable opportunity to complete, prior to ten (10)
2 days before trial, all procedures intended to be undertaken prior to trial under Rules 26-37 of the
3 Rules of Civil Procedure.
4

5 4. That this case will be ready for trial on or after November 1, 2011.

6 5. That a seven (7) day jury-trial is demanded.

7 6. This cause may not be heard as a short cause within one (1) hour.
8

9 7. The names, addresses and telephone numbers of the attorneys and persons who
10 are responsible for the conduct of the litigation are:

11 David K. Wilhelmsen, Esq.
12 Favour Moore & Wilhelmsen, P.A.
13 1580 Plaza West Drive
14 Prescott, Arizona 86302
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27 Trustees of the Robert Lee and Patti Ann
28 Trust utd March 13, 2007
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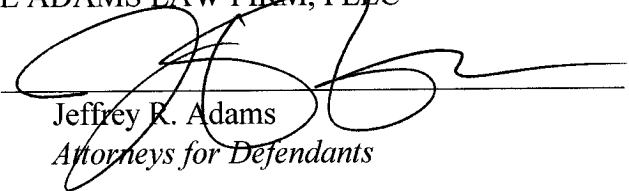
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8. This cause is not entitled to a preference for trial pursuant to Rule 57, Arizona

Rules of Civil Procedure.

Dated this 11 day of August, 2011

THE ADAMS LAW FIRM, PLLC

By 
Jeffrey R. Adams
Attorneys for Defendants

COPY of the forgoing mailed
this 11 day of August, 2011
to:

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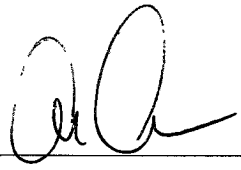
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