

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

**FILED**  
**Date: November 7, 2011**  
**2:24 O'clock P.M.**  
**SANDRA K MARKHAM, CLERK**  
**BY: Heather Figueroa**  
**DEPUTY**

DIVISION 4

SANDRA K MARKHAM, CLERK

HONORABLE KENTON D. JONES

BY: Heather Figueroa, Deputy

CASE NO. P1300CV20030399

DATE: November 7, 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,

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

Plaintiffs

-vs-

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

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

Defendants.

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

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

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

HEARING ON:

NATURE OF PROCEEDINGS

COURT REPORTER

Status and Scheduling Conference

Tom Ritter

START TIME: 1:32 p.m.

APPEARANCES: J. Jeffrey Coughlin, Counsel for Plaintiffs  
Jeffrey Adams, Counsel for Defendants  
David K. Wilhelmsen, Counsel for Defendant James Varilek (Telephonic)  
Mark W. Drutz, Counsel for Defendant Robert Veres  
Noel J. Hebets, Counsel for Defendant William M. Grace

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The Court notes that this is the time set for a Status and Scheduling Conference.

Plaintiff's Counsel informs the Court that most Parties in this matter have been joined. Plaintiff's Counsel requests a trial date be set.

Discussion ensues regarding notice to all Parties and a future trial for next year.

The Court shall review Judge Mackey's previous Order regarding the Parties that have been served notice and have not filed an answer.

**IT IS ORDERED** setting a Rule 16 Scheduling Conference on December 5, 2011, at 3:30 p.m., 1 ½ hours allotted.

The Court directs the Plaintiff to prepare a Comprehensive Settlement Memorandum and circulate it among the Parties.

Discussion ensues regarding the issue of default and the number of Parties in this matter, which appear to be over 200.

The Court shall look at the issue of default.

**END TIME: 2:24 p.m.**

cc: Division 4  
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

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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