

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2007-016329

07/29/2008

HON. THOMAS DUNEVANT, III

CLERK OF THE COURT
S. Brown
Deputy

JOHN GILDING

MICHAEL W PEARSON

v.

JOHN S CARR, et al.

DAVID N FARREN

ALAN N ARIAV

MINUTE ENTRY

The Court has considered Plaintiff's Rule 11 Motion For Sanctions filed July 7, 2008 and the briefs.

The Court notes Plaintiff filed a Cross-Motion For Sanctions along with his Motion To Strike Non-Party At Fault on July 11, 2008. Plaintiff's Cross-Motion For Sanctions was stricken by minute entry dated July 15, 2008.

The Court has with growing dismay seen in the motion practice of the parties an escalation in the level of personalities. Counsel are reminded of the Supreme Court's admonition that a lawyer, while protecting the client's legitimate interests, is to "maintain[] a professional, courteous and civil attitude toward all persons involved in the legal system." Rules of the Supreme Court, Rule 42, Preamble ¶ 9. While the Court at this time declines to impose sanctions, it reserves the right to do so should the present trend continue.

Therefore, IT IS ORDERED denying Plaintiff's Motion For Rule 11 Sanctions.