

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2006-017159

08/28/2007

JUDGE ROBERT E. MILES

CLERK OF THE COURT
K. Ballard
Deputy

ADRIANA GALVAN, et al.

JAMES E VIEH

v.

LOUIS J PROCHNICKI, et al.

MARY G PRYOR

MANDI J KARVIS

HEARING

3:30 p.m. This is the time set for Oral Argument re: Plaintiffs' Motion for Reconsideration; Renewed Motion for Determination that A.R.S. §12-2604 is Unconstitutional. Plaintiffs are represented by counsel, James E. Vieh. Defendants Prochnicki are represented by James Glen Bennett (appearing for Mary G. Pryor). Defendants Banner Health and Samaritan Charitable Trust are represented by counsel, Mandi J. Karvis.

Court Reporter, Lisa Edgar, is present.

Oral argument is presented.

For the reasons set forth on the record,

IT IS ORDERED granting Plaintiff's Motion for Reconsideration and granting the Motion for Determination that A.R.S. §12-2604 is Unconstitutional.

Plaintiffs' counsel addresses the Court regarding the preliminary affidavit. The Court advises counsel that it will not rule on this issue as it seeks an advisory opinion of this Court.

3:59 p.m. Matter concludes.