

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2007-016329

08/05/2008

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 received Defendant Carr's Renewed 7.1(e) Motion For Reconsideration Of The Court's Summary Judgment Rulings On (A) Truth As An Absolute Defense, (B) Privileged Opinion and (C) Disqualification. The Court notes that there is a great amount in this Motion for Reconsideration (by the Court's count, it is up to re-re-reconsideration) that was absent from the Motions for Summary Judgment. The Court repeats: it is improper to introduce new material in a motion for reconsideration. If new evidence that could not have been presented in those earlier summary judgment motions has become available, the proper course is to resubmit those motions on the basis of that newly discovered evidence. This Motion does not argue the issue of disqualification; the Court has spoken on that subject.

Therefore, IT IS ORDERED denying Defendant Carr's Renewed 7.1(e) Motion For Reconsideration Of The Court's Summary Judgment Rulings On (A) Truth As An Absolute Defense, (B) Privileged Opinion and (C) Disqualification.