

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2006-007215

08/01/2007

JUDGE PRO TEM KENNETH L. FIELDS

CLERK OF THE COURT
T. Fenton
Deputy

IN RE THE MARRIAGE OF
NICHOLETTE GRIFFITH

CHARNA R JOHNSON

AND

MICHAEL D GRIFFITH

ROBERT DONALD WERMAGER

MATTER UNDER ADVISEMENT

Prior to trial Respondent's Exhibits 1 through 84 and Petitioner's Exhibits 85 through 166 are marked for identification and stipulated into evidence, with the exception of Petitioner's Exhibit 118 which has been withdrawn by counsel for Petitioner.

ISSUED: Exhibit/Record Release Form.

9:05 a.m. This is the time set for Trial to the Court. Petitioner/Mother is present with counsel, Charna R. Johnson. Respondent/Father is present with counsel, Robert Donald Wermager.

A recording of this proceeding is made by CD (FTR) in lieu of a court reporter.

Counsel for Petitioner/Mother invokes the Rule of Exclusion of Witnesses and the following potential witnesses, including the parties, are sworn:

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Rafaela Alba
Yvonne Crouse
Gaylord Crouse
Nicholette Griffith
Michael D. Griffith

Potential witnesses Rafaela Alba, Yvonne Crouse, and Gaylord Crouse are excused from the Courtroom.

Discussion ensues between Court and counsel regarding the stipulations reached by the parties, as well as the remaining issues for trial.

IT IS ORDERED that on or before **August 10, 2007** counsel for both parties shall submit Findings of Fact and Conclusions of Law on a disk in Word format that contains the parties' agreements dictated on the record this date.

IT IS FURTHER ORDERED that on or before **August 10, 2007**, Petitioner/Mother shall prepare two lists of what she believes are of equal value containing all of the parties' community property and she shall provide said lists to counsel for Respondent/Father. Within five (5) days thereafter, Father will have first choice of picking one of the two lists. Said lists shall omit the two major assets. If Father disagrees that the value of the property on one or both of the lists is equal or if he makes any changes, he shall provide counsel for Mother the revised list(s) within five (5) days after receiving the lists and Mother will then choose a list. The lists shall not contain items of personal property as the Court will not divide the personal property of the parties.

Pursuant to the parties' stipulation,

IT IS ORDERED that counsel and the parties shall meet and confer to choose an individual to serve as the Therapeutic Interventionist that is covered under the parties' medical insurance policy, and counsel shall submit to the Court a form of order for the appointment of same. If the parties are unable to reach an agreement as to the individual who will serve as the Therapeutic Interventionist, then counsel shall each submit two names to the Court and the Court will select a name therefrom for said appointment.

Petitioner's Case:

Nicholette Griffith testifies.

10:16 a.m. Court stands at recess.

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10:28 a.m. Court reconvenes with respective parties and counsel present.

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Sharon Somerville is sworn and testifies.

The witness is excused.

Gaylord Crouse testifies.

The witness is excused.

Nicholette Griffith resumes the witness stand and continues to testify.

Terry Tamblin is present telephonically and is sworn and testifies.

The witness is excused.

Nicholette Griffith resumes the witness stand and continues to testify.

Yvonne Crouse testifies.

The witness is excused.

Rafaela Alba testifies.

The witness is excused.

Petitioner rests.

Respondent's Case:

Nicholette Griffith resumes the witness stand and testifies further.

11:58 a.m. Court stands at recess.

1:32 p.m. Court reconvenes with respective parties and counsel present.

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Respondent's Case continues:

Nicholette Griffith continues to testify.

2:40 p.m. Court stands at recess.

2:54 p.m. Court reconvenes with respective parties and counsel present.

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Michael D. Griffith testifies.

Respondent rests.

Petitioner's Rebuttal Case:

Nicholette Griffith resumes the witness stand and testifies further.

Petitioner rests.

IT IS ORDERED awarding the Red Skelton pictures/paintings to Petitioner/Mother, which the Court finds to have a total approximate value of \$1,200.00.

IT IS FURTHER ORDERED that both counsel shall submit to this Court a form of Decree of Dissolution of Marriage by no later than close of business on **August 10, 2007**.

IT IS FURTHER ORDERED taking the finalization of the parties' divorce and the property issues under advisement.

2:35 p.m. Matter concludes.

FILED: Trial Worksheet.