

1 Matthew D. Kleifield -- 011564  
Chad C. Baker -- 023083  
2 **KUNZ PLITT HYLAND**  
**DEMLONG & KLEIFIELD**  
3 3838 North Central Avenue, Suite 1500  
Phoenix, Arizona 85012-1902  
4 (602) 331-4600

5 Attorneys for Defendants

6 **IN THE UNITED STATES DISTRICT COURT**  
7 **IN AND FOR THE DISTRICT COURT OF ARIZONA**  
8

9 MARVIN SAPIRO and GLORIA  
SAPIRO, his wife,

10 Plaintiffs,

11 v.

12 SUNSTONE HOTELS INVESTORS,  
13 L.L.C., SUNSTONE HOTEL  
INVESTORS, L.P.

14 Defendant.  
15

No. CIV03-1555 PHX SRB

**DEFENDANTS' NOTICE OF TRIAL  
CONFLICT**

16 Defendants, by and through undersigned counsel, advise the Court of the following conflict  
17 with trial in the above entitled matter.

18 The undersigned is scheduled to commence trial in the above entitled matter on Tuesday,  
19 January 10, 2006 for an unspecified period of days. Undersigned counsel is also presently  
20 scheduled to commence trial before The Honorable Ralph M. Hess on Tuesday, January 17, 2006,  
21 in the matter entitled *Ventress v. McKenzie, et al.*, Yavapai County Superior Court Cause No.  
22 CV2004-0252. The estimated length of trial is four (4) days. The Complaint in the *Ventress* matter  
23 was filed on September 24, 2004. The first trial setting in the *Ventress* matter was issued on or  
24 about February 7, 2005, setting trial for January 17, 2006.  
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1 Steven W. Davis, Esq.  
2 Boies, Schiller & Flexner, L.L.P.  
3 Bank of America Tower, Suite 2800  
4 100 S.E. Second Street  
5 Miami, Florida 33131  
6 Attorneys for Plaintiffs Sapiro

7 Nicholas A. Mocerri, Jr.  
8 Law Offices of Nick Mocerri  
9 122 North Cortez Street, Suite 220  
10 Prescott, Arizona 86301  
11 Attorneys for Plaintiffs Castelli

12 Nicholas A. Mocerri, Jr.  
13 Law Offices of Nick Mocerri  
14 122 North Cortez Street, Suite 220  
15 Prescott, Arizona 86301  
16 Attorneys for Plaintiffs Ventress

17 John M. DiCaro, Esq.  
18 Jones, Skelton & Hochuli, P.L.C.  
19 2901 North Central Avenue, Suite 800  
20 Phoenix, Arizona 85012  
21 Attorney for Defendant Orville McKenzie

22 Justin G. Vaughn, Esq.  
23 Gary H. Horton, Esq.  
24 The Vaughn Law Offices, P.L.L.C.  
25 1760 Villa Drive, Suite G  
Cottonwood, Arizona 86326  
Attorneys for Stephen Deane

s/ Genna Zappia