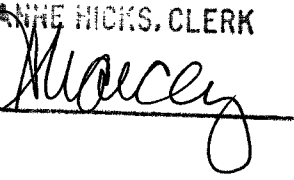


SUPERIOR COURT  
YAVAPAI COUNTY, ARIZONA

2009 JUN 10 PM 1:45 ✓

JEANNE HICKS, CLERK

BY:



1 **GLIEGE LAW OFFICES, PLLC**  
2 **P.O. Box 1388**  
3 **Flagstaff, AZ 86002-1388**  
4 **(928) 606-5260**

5 **John G. Gliege (#003644)**  
6 **Attorney for Pine Strawberry Water Improvement District**

7 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
8 **IN AND FOR THE COUNTY OF YAVAPAI**

9 **PINE STRAWBERRY WATER ) CASE NO. . P-1300-CV-20090785**  
10 **IMPROVEMENT DISTRICT, a Tax Levying )**  
11 **Public Improvement District pursuant to A.R.S.)**  
12 **§§ 48-901 to 48-966 inclusive, and §§ 48-1011 to )**  
13 **48-1019 inclusive and all amendments and )**  
14 **supplements thereto, ) MOTION FOR REFERRAL TO**  
15 **) ALTERNATIVE DISPUTE**  
16 **) RESOLUTION AND ORDER**

17 **Plaintiff,** )  
18 )  
19 )

20 **v.** )  
21 )  
22 )

23 **PINE WATER CO., INC., an Arizona )**  
24 **Corporation; STRAWBERRY WATER CO., )**  
25 **INC., an Arizona Corporation; BROOKE )**  
26 **UTILITIES, INC., an Arizona Corporation; )**  
27 **COUNTY OF GILA, a political subdivision of )**  
28 **the State of Arizona; JOHN DOES 1 through )**  
29 **10; and BLACK AND WHITE )**  
30 **PARTNERSHIPS 1 through 10, )**

31 **Defendants.** )  
32 )  
33 )

34 Plaintiff Pine Strawberry Water Improvement District (PSWID), by and through counsel  
35 undersigned, hereby moves this Court to refer the above captioned matter to Alternative Dispute  
36 Resolution (ADR) pursuant to *Rule 16 (g), Arizona Rules of Civil Procedure.*

37 This Motion is being made pursuant to *Arizona Rules of Civil Procedure, Rule*  
38 *16(g)(1)* allowing any party to move the Court to direct the parties to submit the dispute which is  
39 the subject matter of the action to an alternative dispute resolution program created or authorized

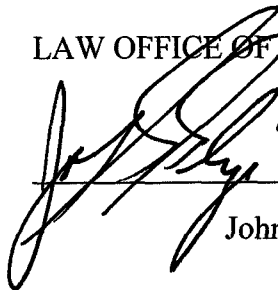
1 by appropriate local court rules. For referral consideration to Alternative Dispute Resolution  
2 Program:

- 3 1. The parties have a duty to consider ADR.
- 4 2. The parties shall confer either in person or by phone about the possibility for a prompt  
5 settlement or resolution of the case.
- 6 3. The attorneys of record and all unrepresented parties who have appeared in the case are  
7 jointly responsible for attempting in good faith to settle the case or agree on an ADR  
8 process.

9 Therefore, the Plaintiff respectfully requests that this Court order a referral to an  
10 Alternative Dispute Resolution Program.

11 Respectfully submitted this 9 day of June 2009

12 LAW OFFICE OF JOHN G. GLIEGE



13  
14  
15 John G. Gliege

16 Original of the foregoing delivered/mailed this  
17 9 day of June, 2009.

18 Yavapai County Superior Court  
19 Attn: Clerk of Court  
20 120 S. Corte  
21 Prescott, AZ 86301  
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