

## Jennifer Sommerville (SUP)

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**From:** Jennifer Sommerville (SUP)  
**Sent:** Tuesday, November 17, 2020 1:15 PM  
**To:** Arellano; Becker; Branco; Craiger; Ford; Gonski; Herrera ; Kolodin; LaRue; Liddy; Vigil; Viskovic  
**Cc:** Ana Meza (SUP)  
**Subject:** CV2020-014562 Aguilera et al v Fontes et al

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*11-19-2020 5:50pm*  
K. Ballard, Deputy

Good afternoon Counsel,

Judge Mahoney has read the Joint Scheduling Statement provided by the parties a short time ago today. In the interest of providing guidance immediately to counsel as they prepare, Judge advises that:

- (1) declarations are classic hearsay and cannot be cross-examined; thus unless the parties stipulate to admit a declaration, the Court would sustain the hearsay objection under Rule 801; and
- (2) there is no possibility of a 2-day hearing, given the urgencies of this matter, and the parties must be prepared to present their cases to the Court during the time set for the hearing.

Thank you,

*Jennifer Sommerville (JJ)*

Judicial Assistant to the Honorable Margaret R. Mahoney

Maricopa Superior Court

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