

Court of Appeals, Division One

Tax Appeal

1 CA-TX 15-0007

LOMA MARIPOSA v. SANTA CRUZ

Appellate Case Information

Case Filed: 23-Sep-2015
Case Closed: 13-Jan-2017

Decision

Dept/Composition

Department A

Hon. Kenton D Jones
Hon. Randall M Howe
Hon. Donn Kessler

Side 1. LOMA MARIPOSA II, L.P., an Arizona limited partnership, Plaintiff/Appellee

(Litigant Group) LOMA MARIPOSA II, L.P.

- Loma Mariposa II LP

Attorneys for: Plaintiff/Appellee

Douglas S John, Esq. (AZ Bar No. 21150)
Shaun T Kuter, Esq. (AZ Bar No. 28278)

Side 2. SANTA CRUZ COUNTY, a political subdivision of the State of Arizona, Defendant/Appellant

(Litigant Group) SANTA CRUZ COUNTY

- Santa Cruz County

Attorneys for: Defendant/Appellant

Roberta S Livesay, Esq. (AZ Bar No. 10982)

CASE STATUS

Jan 13, 2017.....Case Closed

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR TX2013-000605	Notice of Property Tax Appeal		Christopher T Whitten, Authoring Judge of Order		

CASE DECISION

22-Nov-2016 MEMORANDUM DECISION

Donn Kessler.....Author
Kenton Jones.....Concur
Randall Howe.....Concur

Filed: **22-Nov-2016** Mandate: **13-Jan-2017**

Decision Disposition
Affirmed

32 PROCEEDING ENTRIES

- 23-Sep-2015 FILED: Index of Record, Notice of Appeal Filed 8/25/15
- 23-Sep-2015 FILED: e-Record on Appeal: Instruments/Minute Entries
- 25-Sep-2015 FILED: Notice to Counsel re: No Appellant's Fee/Appellee's Fee/Case Management Statement/Brief due
- 30-Sep-2015 FILED: Notice of Submission of Appellee's Filing Fee
- 30-Sep-2015 RECEIPT No.: 2015-01351 ; \$140.00, Check Number: 52043, Applied to: LOMA MARIPOSA II, L.P. - Class B Filing Fee (\$140.00) Paid for: Frazer Ryan Goldberg & Arnold LLP - By Frazer Ryan Goldberg & Arnold LLP
- 15-Oct-2015 FILED: Case Management Statement (Appellant)
- 4-Nov-2015 FILED: Motion For A Procedural Order For Extension Of Time To File Opening Brief; Certificate of Service; Affidavit In Support Of Motion For A Procedural Order For Extension Of Time To File Opening Brief (Appellant)
- 5-Nov-2015 ORDERED: Motion For A Procedural Order For Extension Of Time To File Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Tuesday, 11-24-2015 to Thursday, 12-24-2015. Barbara Vidal Vaught ProTem Judge - Author
- 22-Dec-2015 FILED: Opening Brief of Defendant/Appellant Santa Cruz County; Certificate of Compliance; Certificate of Service for Opening Brief
- 19-Jan-2016 FILED: Motion for a Procedural Order for Extension of Time to File Appellee's Opening Brief; Certificate of Service (Appellee)
- 19-Jan-2016 FILED: Affidavit in Support of Motion for Extension of Time (Appellee)

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32 PROCEEDING ENTRIES

12. 21-Jan-2016 ORDERED: Extending the time to file the Answering Brief to/including 3/9/16. Melina Brill ProTem Judge - Author
13. 9-Mar-2016 FILED: Appellee's Responding Brief; Certificate of Compliance; Certificate of Service for Responding Brief
14. 31-Mar-2016 FILED: Stipulated Motion For A Procedural Order For Extension Of Time To File Reply Brief; Certificate of Service (Appellant)
15. 31-Mar-2016 FILED: Affidavit In Support Of Motion For A Procedural Order For Extension Of Time To File Reply Brief (Appellant)
16. 1-Apr-2016 ORDERED: Stipulated Motion For A Procedural Order For Extension Of Time To File Reply Brief (Appellant) = GRANTED. Due date EXTENDED from Monday, 04-04-2016 to Wednesday, 05-04-2016. Barbara Vidal Vaught ProTem Judge - Author
17. 4-May-2016 FILED: Reply Brief of Defendant-Appellant Santa Cruz County; Certificate of Compliance; Certificate of Service for Reply Brief
18. 4-May-2016 FILED: Request For Oral Argument; Certificate of Service (Appellant)
19. 10-Jun-2016 ORDERED: Request For Oral Argument (Appellant) = GRANTED. Hon Michael J Brown - Author
20. 29-Aug-2016 CLNDR: MONTHLY COURT CASE CALENDAR, Department A, 10-25-16, 11:30 am, COURTROOM 2.
21. 6-Sep-2016 FILED: Notice of Oral Argument
22. 14-Sep-2016 FILED: Return Receipt Re Oral Argument, signed by Douglas S John, on 9/6/16 (Appellee)
23. 14-Sep-2016 FILED: Notice of Change of Firm; Certificate of Service of Notice of Change of Firm (Appellee)
24. 30-Sep-2016 FILED: Notice Of Filing Opening Brief In Related Case; Certificate of Service (Appellant)
25. 30-Sep-2016 FILED: Return Receipt For Notice Of Oral Argument, signed by Roberta Livesay, on 9/6/16 (Appellant)
26. 25-Oct-2016 FILED: Sign-in Sheet/Case is Under Advisement (Dept A)
27. 22-Nov-2016 MEMORANDUM DECISION (Affirmed) Hon Donn Kessler - Author; Hon Kenton D Jones - Concur; Hon Randall M Howe - Concur
28. 22-Nov-2016 FILED: Memorandum Decision Distribution List
29. 2-Dec-2016 FILED: Application for Award of Attorneys' Fees and Other Expenses; Certificate of Service (Appellee)
30. 2-Dec-2016 FILED: Affidavit for Award of Attorneys Fees and Other Expenses (Appellee)
31. 11-Jan-2017 ORDERED: awarding Loma Mariposa II LP \$22,977.50 in attorneys' and legal fees and \$394.91 in costs and expenses on appeal. Hon Donn Kessler - Author
32. 13-Jan-2017 FILED: Mandate, No record returned to superior court.