

**MINUTES**  
*Arizona Supreme Court*  
**Tuesday, January 5, 2010**

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No. 2668

**CV-09-0228-PR**                      **AIDA RENTA TRUST et al v MARICOPA COUNTY/ADOR**  
(1)                                      *Court of Appeals Division One*                      *1 CA-CV 06-0434*

ORDERED: Petition for Review of Defendant/Appellant-Cross Appellee  
Maricopa County = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees  
[Appellees/Cross-Appellants Aida Renta Trust et al] = GRANTED pursuant to  
A.R.S. section 12-348(B)

**CV-09-0249-PR**                      **MARIA POZO PARRA et al v CONTINENTAL TIRE et al**  
(2)                                      *Court of Appeals Division One*                      *1 CA-CV 08-0556*

ORDERED: Petition for Review = DENIED.

**CV-09-0257-PR**                      **KEOVORABOUTH v INDUSTRIAL COMMISSION OF AZ et al**  
(3)                                      *Court of Appeals Division One*                      *1 CA-IC 08-0013*

ORDERED: Petition for Review of Published Opinion = DENIED.

Vice Chief Justice Hurwitz and Justice Pelander voted to grant review.

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**CV-09-0261-PR**                    **GOVERNMENT EMPLOYEES v HON. DUNEVANT/BLEVINS**  
(4)                                    *Court of Appeals Division One*                    *1 CA-SA 09-0201*

ORDERED: Petition for Review of a Special Action Decision of the Court of Appeals = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees and Costs [Petitioner Government Employees Insurance Company] = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees and Costs [Real Party Blevins] = DENIED.

**CR-09-0193-PR**                    **STATE OF ARIZONA v DOUGLAS DEAN STARR**  
(5)                                    *Court of Appeals Division One*                    *1 CA-CR 08-0250*

ORDERED: Petition for Review = DENIED.

**CR-09-0217-PR**                    **STATE OF ARIZONA v GILBERT GOODE JR**  
(6)                                    *Court of Appeals Division Two*                    *2 CA-CR 08-0221*

ORDERED: Petition for Review = DENIED.

**CR-09-0239-PR**                    **STATE OF ARIZONA v BRIAN TIMOTHY CAREY**  
(7)                                    *Court of Appeals Division One*                    *1 CA-CR 08-0385 PRPC*

ORDERED: Petition for Review to the Arizona Supreme Court = DENIED.

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**CV-09-0245-PR**  
(8)

**MARY PAEZ v ABC CAPITAL CORPORATION et al**  
*Court of Appeals Division One*                      *1 CA-CV 08-0195*

ORDERED: Oral Argument Requested = DENIED.

FURTHER ORDERED: Defendant/Appellee, ABC Capital Corporation's,  
Petition for Review = DENIED.

FURTHER ORDERED: Request for Costs [Appellee ABC Capital Corporation]  
= DENIED.

Vice Chief Justice Hurwitz and Justice Pelander voted to grant review.

**CV-09-0248-PR**  
(9)

**STIRLING BRIDGE LLC et al v ROBERT PORTER et ux**  
*Court of Appeals Division One*                      *1 CA-CV 08-0348*

ORDERED: Petition for Review ARCAP 23 = DENIED.

**CV-09-0250-PR**  
(10)

**AUGUSTA RANCH LIMITED v THE CITY OF MESA**  
*Court of Appeals Division One*                      *1 CA-CV 08-0162*

ORDERED: Petition for Review = DENIED.



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**CR-09-0244-PR**  
(15)

**STATE OF ARIZONA v ANTONIO DIAZ OTERO**  
*Court of Appeals Division Two*                      *2 CA-CR 08-0161*

ORDERED: Petition for Review to the Arizona Supreme Court = DENIED.

**CR-09-0269-PR**  
(16)

**STATE OF ARIZONA v DONALD ALLEN GUADAGNI**  
*Court of Appeals Division Two*                      *2 CA-CR 09-0117 PRPC*

ORDERED: Petition for Review = DENIED.

Justice Pelander did not participate in the determination of this matter.

**CV-09-0222-PR**  
(17)

**GERARDO LOPEZ v HONS. KEARNEY/HANTMAN/STATE OF AZ**  
*Court of Appeals Division Two*                      *2 CA-SA 09-0024*

ORDERED: Petition for Review by Arizona Supreme Court = DENIED.

Justice Pelander did not participate in the determination of this matter.

**CR-09-0247-PR**  
(18)

**STATE OF ARIZONA v GARY REYNOLDS QUALLS**  
*Court of Appeals Division One*                      *1 CA-CR 08-0492 PRPC*

ORDERED: Petition for Review to the Arizona Supreme Court = DENIED.

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**CV-09-0230-PR**  
(19)

**JAMES TARRON et ux v BOWEN MACHINE & FABRICATING**  
*Court of Appeals Division One*                      *1 CA-CV 08-0436*

ORDERED: Petition for Review by the Arizona Supreme Court = GRANTED.

FURTHER ORDERED: Cross-Petition for Review = GRANTED.

FURTHER ORDERED: Oral Argument Requested [Appellant Bowen Machine & Fabricating Inc] = GRANTED.

FURTHER ORDERED: Oral Argument Requested [Appellees Tarron] = GRANTED.

FURTHER ORDERED: The parties may file simultaneous supplemental briefs, not to exceed 20 pages in length, no later than 20 days from the date of this Court's Minute Letter.

**CV-09-0247-PR**  
(20)

**IN RE JEFFREY W.**  
*Court of Appeals Division One*                      *1 CA-JV 08-0198*

ORDERED: Petition for Review by the Supreme Court = DENIED.



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**CR-09-0238-PR**  
(24)

**STATE OF ARIZONA v MARTIN ARTURO QUEZADA-MEZA**  
*Court of Appeals Division One*                      *1 CA-CR 07-1065*

ORDERED: Petition for Review by the Arizona Supreme Court = DENIED.

**CV-09-0237-PR**  
(25)

**PIMA COUNTY v PIMA COUNTY BOARD OF ADJUSTMENT**  
*Court of Appeals Division Two*                      *2 CA-CV 08-0176*

ORDERED: Petition for Review to the Arizona Supreme Court = DENIED.

Justice Pelander did not participate in the determination of this matter.

**CV-09-0255-PR**  
(26)

**STATE v HON. CAMPOY/LELAND CROCKWELL**  
*Court of Appeals Division Two*                      *2 CA-SA 09-0010*

ORDERED: Petition for Review of a Special Action Decision of the Court of Appeals = DENIED.

Justice Pelander did not participate in the determination of this matter.

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**CV-09-0272-PR**  
(27)

**OSCAR CHAVEZ v CATHERINE CHAVEZ**  
*Court of Appeals Division Two*                      *2 CA-CV 09-0005*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees and Costs [Appellee O. Chavez] = DENIED.

**CV-09-0262-PR**  
(28)

**GILBERT MARTINEZ v HON. RYAN/STATE ex rel THOMAS**  
*Court of Appeals Division One*                      *1 CA-SA 09-0183*

ORDERED: Petition for Review of Court of Appeals Denial of Jurisdiction for Special Action = DENIED.

**CV-09-0266-PR**  
(29)

**IN RE JORDAN F.**  
*Court of Appeals Division One*                      *1 CA-JV 08-0191*

ORDERED: Petition for Review = DENIED.

**CV-09-0269-PR**  
(30)

**ALLIED MORTGAGE GROUP et al v STROJNIK et al**  
*Court of Appeals Division One*                      *1 CA-CV 08-0376*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees = GRANTED pursuant to A.R.S. section 33-420.

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**CV-09-0270-PR**  
(31)

**ROBERT LEVY et ux v WILLIAM A ENGLUND**

*Court of Appeals Division One*

*1 CA-CV 07-0260*

ORDERED: Appellee's Petition for Review = DENIED.

FURTHER ORDERED: Appellants' Cross-Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees [Appellee Englund] = DENIED.

**CV-09-0271-PR**  
(32)

**GUENTHER et al v HON. KLEIN/SALT RIVER WATER et al**

*Court of Appeals Division One*

*1 CA-SA 09-0182*

ORDERED: ADWR's Petition for Review of a Special Action Decision of the Court of Appeals = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees [Real Parties Salt River Project Agricultural Improvement and Power District/Salt River Valley Water Users' Association/Beverly/Atkins/Krzsik] = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees [Real Party Yavapai-Apache Nation] = DENIED.

**CV-09-0279-PR**  
(33)

**WILLIAMSON v HERMAN PANG MD et al**

*Court of Appeals Division One*

*1 CA-CV 07-0869*

ORDERED: Appellees' Petition for Review by the Arizona Supreme Court = DENIED.

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**CV-09-0282-PR**  
(34)

**BRIAN Y. v ALESHA Y.**

*Court of Appeals Division One*

*1 CA-JV 08-0195*

ORDERED: Natural Father's Petition for Review of August 27, 2009 Decision of the Court of Appeals = DENIED.

**CR-09-0197-PR**  
(35)

**STATE OF ARIZONA v PAUL EDUARDO QUILCAT**

*Court of Appeals Division One*

*1 CA-CR 07-1044*

ORDERED: Petition for Review = GRANTED.

FURTHER ORDERED: Pursuant to Rule 31.19(i)(2), Arizona Rules of Criminal Procedure, this matter is remanded to the Court of Appeals for reconsideration in light of this Court's Opinion in State v. Freney, 223 Ariz. 110, 219 P.3d 1039 (2009).

**CR-09-0241-PR**  
(36)

**STATE OF ARIZONA v ARTURO VEGA CARAVEO**

*Court of Appeals Division One*

*1 CA-CR 08-0878*

ORDERED: Petition for Review = DENIED.

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**CR-09-0245-PR**  
(37)

**STATE OF ARIZONA v CALEB QUIXOTE LEWIS**  
*Court of Appeals Division Two*                      *2 CA-CR 08-0156*

ORDERED: Petition for Review = DENIED.

Justice Pelander did not participate in the determination of this matter.

**CR-09-0246-PR**  
(38)

**STATE OF ARIZONA v JAVIER FIMBRES**  
*Court of Appeals Division Two*                      *2 CA-CR 08-0240*

ORDERED: Petition for Review = CONTINUED.

Justice Pelander did not participate in the determination of this matter.

**CR-09-0145-PR**  
(39)

**STATE OF ARIZONA v NAKIM GARRISON**  
*Court of Appeals Division One*                      *1 CA-CR 07-0838*

ORDERED: The State of Arizona's Petition for Review = GRANTED.

FURTHER ORDERED: Pursuant to Rule 31.19(i)(2), Arizona Rules of Criminal Procedure, this matter is remanded to the Court of Appeals for reconsideration in light of this Court's Opinion in *State v. Soliz*, 223 Ariz. 116, 219 P.3d 1045 (2009).

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**CV-09-0178-PR**  
(40)

**HUGHES CUSTOM BUILDING et al v DAVEY**  
*Court of Appeals Division Two*                      *2 CA-CV 08-0103*

ORDERED: Appellees' Petition for Review = CONTINUED.