

MINUTES

No. 4602

Arizona Supreme Court
Thursday, November 6, 2014

CR-14-0062-PR

STATE OF ARIZONA v JOHN CALVIN NEUENDORF

(1)

Court of Appeals, Division One

1 CA-CR 12-0647 PRPC

ORDERED: Motion to: Supplement (sic), Add to the Facts of Reviw (sic) in S.Ct.
= DENIED.

FURTHER ORDERED: Mixed Motion to Compel & Addmit (sic) for Review for
AZ S.CT. Rule 12-25 Applies 1 Orig. = DENIED.

FURTHER ORDERED: Motion: Admission of Prosecutorial Misconduct and
Admission (sic) of Entrapment by the Gov. to my Petition Filed = DENIED.

FURTHER ORDERED: Motion: for Supplementary to Add to the Supreme Court
Review = DENIED.

FURTHER ORDERED: (2nd) Motion: for Supplementary to a Supreme Court
Review = DENIED.

FURTHER ORDERED: Request for Final and Speedy Disposition = DENIED.

FURTHER ORDERED: (2nd) Request for Final and Speedy Disposition =
DENIED.

FURTHER ORDERED: Petition for Review = DENIED.

CR-14-0068-PR

STATE OF ARIZONA v LOIS KAY CLOUD

(2)

Court of Appeals, Division One

1 CA-CR 10-0840

ORDERED: Appellant's Petition for Review = DENIED.

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No. 4602

Arizona Supreme Court
Thursday, November 6, 2014

CR-14-0088-PR
(3)

STATE OF ARIZONA v ULYESSES MORAN TAYLOR
Court of Appeals, Division Two 2 CA-CR 13-0468 PRPC

ORDERED: Petition for Review = DENIED.

CR-14-0110-PR
(4)

STATE OF ARIZONA v OSCAR CASTILLO MENDOZA
Court of Appeals, Division Two 2 CA-CR 13-0083

ORDERED: Petition for Review = DENIED.

CR-14-0117-PR
(5)

STATE OF ARIZONA v ASKIA MUHAMMAD SHAHEED
Court of Appeals, Division One 1 CA-CR 12-0736

ORDERED: Petitioner's Petition for Review = DENIED.

CV-14-0078-PR
(6)

MANUEL LOPEZ v LOWES HIW INC
Court of Appeals, Division Two 2 CA-CV 13-0104

ORDERED: Appellant's Petition for Review = DENIED.

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No. 4602

Arizona Supreme Court
Thursday, November 6, 2014

CV-14-0090-PR

MANUEL A LOPEZ v FOOD CITY

(7)

Court of Appeals, Division Two

2 CA-CV 13-0105

ORDERED: Appellant's Petition for Review = DENIED.

CV-14-0109-PR

COVID INC et al v MISENCIK et al

(8)

Court of Appeals, Division One

1 CA-CV 12-0666

1 CA-CV 13-0081

1 CA-SA 12-0281

ORDERED: Appellant Covid, Inc.'s Motion for Leave to File Supplement to Petition for Review by Supreme Court = GRANTED.

FURTHER ORDERED: Petitioners'/Appellant's Petition for Review by Supreme Court = DENIED.

FURTHER ORDERED: Request for Attorney's Fees (Appellants Covid Inc/Warner) = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellees Misencik) = DENIED without prejudice to their seeking fees in superior court for work in connection with the petition for review.

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No. 4602

CV-14-0119-PR
(9)

HACI v BMO HARRIS BANK/LEXINGTON

Court of Appeals, Division One

1 CA-CV 13-0147

ORDERED: Petition for Review = GRANTED, vacate and remand to the court of appeals for reconsideration in light of Weitz Co., LLC v Heth, 2014 WL 4197398 (8/24/14).

FURTHER ORDERED: Request for Attorneys' Fees (Appellees BMO Harris Bank/Lexington avenue LLP) = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellant HACI) = DENIED.

CV-14-0123-PR
(10)

DIANA GLAZER v STATE OF ARIZONA

Court of Appeals, Division One

1 CA-CV 12-0572

ORDERED: Petition for Review (Corrected) = GRANTED as to Issue 1 only.

FURTHER ORDERED: The case shall be set for oral argument.

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.

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CV-14-0170-PR **PRADIA et al v RECOVERY MANAGEMENT SYSTEMS et al**
(11) *Court of Appeals, Division One* *1 CA-CV 12-0740*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellees Pradia, et al) = DENIED.

CR-14-0138-PR **STATE OF ARIZONA v ERIK KARL OMAN**
(12) *Court of Appeals, Division One* *1 CA-CR 12-0298*

ORDERED: Petition for Review = DENIED.

CR-14-0174-PR **STATE OF ARIZONA v JON HARRY IRWIN**
(13) *Court of Appeals, Division Two* *2 CA-CR 13-0536 PRPC*

ORDERED: Petition for Review = DENIED.

CV-14-0105-PR **STATE OF ARIZONA v JONES BROTHERS TRANSPORT et al**
(14) *Court of Appeals, Division One* *1 CA-CV 13-0118*

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

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CV-14-0178-PR
(18)

BEAVER v AMERICAN FAMILY MUTUAL INSURANCE
Court of Appeals, Division One *1 CA-CV 13-0407*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Cross-Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellee Beaver) = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellant American Family Mutual Ins) = DENIED.

CV-14-0220-PR
(19)

JESSICA C. v DEPARTMENT OF CHILD SAFETY/T.C.
Court of Appeals, Division One *1 CA-JV 13-0315*

ORDERED: Petition for Review = DENIED.

CR-14-0113-PC
(20)

STATE OF ARIZONA v TRACY ALLEN HAMPTON
Maricopa County Superior Court *CR2001-008991*

ORDERED: Petition for Review (on Denial of Post-Conviction Relief) = DENIED.

FURTHER ORDERED: A warrant of execution will issue only upon motion by the State.

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

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No. 4602

CR-14-0086-PR
(21)

STATE OF ARIZONA v FLORENCIO ROMAN-LIZARRAGA
Court of Appeals, Division Two *2 CA-CR 13-0441 PRPC*

ORDERED: Petition for Review = DENIED.

CR-14-0129-PR
(22)

STATE OF ARIZONA v GILBERTO GARCIA-QUINTANA
Court of Appeals, Division One *1 CA-CR 12-0565*

ORDERED: Petition for Review = DENIED.

CV-14-0075-PR
(23)

HOWARD v HON. McCLENNEN/MESA CITY PROSECUTOR
Court of Appeals, Division One *1 CA-SA 14-0014*

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

CV-14-0100-PR
(24)

MELANIE BLYTHE HOPE v JASON DOUGLAS HOPE
Court of Appeals, Division One *1 CA-CV 13-0112*

ORDERED: Amended Petition for Review = DENIED.

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CV-14-0117-PR
(25)

MANUEL PONCE v PARKER FIRE DISTRICT

Court of Appeals, Division One *1 CA-CV 13-0038*

ORDERED: Parker Fire District's Petition for Review of a Decision of the Arizona Court of Appeals = DENIED.

CV-14-0135-PR
(26)

PALOMINAS SCHOOL/AZ ALLIANCE v ICA/VALENZUELA

Court of Appeals, Division Two *2 CA-IC 13-0005*

ORDERED: Petition for Review = DENIED.

CV-14-0151-PR
(27)

CINDY VONG/LA VIE LLC v DONNA AUNE

Court of Appeals, Division One *1 CA-CV 13-0423*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellants Vong/La Vie, LLC) = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellee Aune) = DENIED.

CR-14-0100-PR
(28)

STATE OF ARIZONA v SAMUEL BRETT WESLEY BASSETT

Court of Appeals, Division One *1 CA-CR 12-0239*

ORDERED: Petition for Review = DENIED.

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No. 4602

Arizona Supreme Court
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CR-14-0142-PR
(29)

STATE OF ARIZONA v GLEN CUSFORD FRANCIS

Court of Appeals, Division Two 2 CA-CR 13-0074

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

CR-14-0170-PR
(30)

STATE OF ARIZONA v ARTHUR ANDREW LEYBA

Court of Appeals, Division One 1 CA-CR 13-0026

ORDERED: Petition for Review = DENIED.

CV-14-0101-PR
(31)

BMO HARRIS BANK v WILDWOOD CREEK RANCH LLC et al

Court of Appeals, Division One 1 CA-CV 12-0728

ORDERED: Appellees' Petition for Review = GRANTED.

FURTHER ORDERED: The case shall be set for oral argument.

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.

FURTHER ORDERED: Request for Attorneys' Fees (Appellees Wildwood Creek Ranch LLC et al) = CONTINUED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellant BMO Harris Bank) = CONTINUED.

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No. 4602

Arizona Supreme Court
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CV-14-0147-PR
(32)

EVERETT S BUTLER v ROBERT O DYER et ux

Court of Appeals, Division One

1 CA-CV 12-0487

ORDERED: Petitioner's Motion Regarding Award of Attorneys' Fees (Ordered in CofA) = DENIED.

FURTHER ORDERED: Appellant's Petition for Supreme Court Review = DENIED.

CV-14-0199-PR
(33)

RALPH CARR v HON. GATES/STATE/MONTGOMERY

Court of Appeals, Division One

1 CA-SA 14-0109

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

CV-14-0265-PR
(34)

STATE ex rel VOYLES v HON. CAHILL/RICHARD T WILSON

Court of Appeals, Division Two

2 CA-SA 14-0050

ORDERED: State's Petition for Review = DENIED.

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Arizona Supreme Court
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CR-14-0120-PR
(35)

STATE OF ARIZONA v MARK ANTHONY LUCAS

Court of Appeals, Division One

1 CA-CR 13-0215

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

FURTHER ORDERED: The Court of Appeals' Opinion shall not be published, pursuant to Rule 111(g), Arizona Rules of the Supreme Court.



The foregoing action was taken by the Arizona Supreme Court on Thursday, November 6, 2014.

_____ Date: _____
Scott Bales, Chief Justice