

# MINUTES

No. 1994

*Arizona Supreme Court*  
Tuesday, October 30, 2007

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**CR-07-0163-PC**

**STATE OF ARIZONA v GEORGE RUSSELL KAYER**

(1) *Yavapai County Superior Court* *CR 94-0694*

ORDERED: Petition for Review of Denial of PCR = DENIED.

FURTHER ORDERED: The Warrant of Execution shall be issued forthwith.

**CR-07-0171-PR**

**STATE OF ARIZONA v JESSE KARL WILLIAMSON**

(2) *Court of Appeals Division One* *1 CA-CR 06-0481 PRPC*

ORDERED: Petition for Review of the Court of Appeals Order Denying Review of the Trial Court's Summary Denial of PCR = DENIED.

**CR-07-0173-PR**

**STATE OF ARIZONA v GEORGE RAYMOND BOUNDS**

(3) *Court of Appeals Division One* *1 CA-CR 06-0476 PRPC*

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

**CR-07-0175-PR**

**STATE OF ARIZONA v ROBERT ANTHONY SALAZAR**

(4) *Court of Appeals Division One* *1 CA-CR 06-0063*

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

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**CV-07-0178-PR**                      **PSHAENICH et al v HON. McMURDIE/PRISCILLA MARTIN**  
(5)                                      *Court of Appeals Division One*                      *1 CA-SA 07-0091*

ORDERED: Joint Petition for Review = DENIED.

**CV-07-0188-PR**                      **ADAM LINCOLN v HON. HOLT/STATE ex rel THOMAS**  
(6)                                      *Court of Appeals Division One*                      *1 CA-SA 07-0052*

ORDERED: Petition for Review (Oral Argument Requested) = DENIED.

**CV-07-0192-PR**                      **JANE DOE v HON. LEE/BERNIE RAMIREZ/GODDARD**  
(7)                                      *Court of Appeals Division One*                      *1 CA-SA 07-0063*

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

**CV-07-0197-PR**                      **RONALD BROOKOVER et ux v ROBERTS ENTERPRISES INC**  
(8)                                      *Court of Appeals Division One*                      *1 CA-CV 05-0444*

ORDERED: Petition for Review of Court of Appeals Opinion filed May 8, 2007 (Oral Argument Requested) = DENIED.

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**CV-07-0202-PR**  
(9)

**JANESSA ST. JOHN v KIERLAND GREENWAY LLC**  
*Court of Appeals Division One*                      *1 CA-CV 06-0331*

ORDERED: Appellant St. John's Petition for Review = DENIED.

**CV-07-0210-PR**  
(10)

**TUCSON GASTROENTEROLOGY et al v SIDI et ux**  
*Court of Appeals Division Two*                      *2 CA-CV 06-0108*

ORDERED: Petition for Review = DENIED.

**CV-07-0218-PR**  
(11)

**TOTAL TRANSIT INC v STATE OF ARIZONA/ADOR**  
*Court of Appeals Division One*                      *1 CA-TX 06-0011*

ORDERED: Petition for Review = DENIED.

**CV-07-0240-PR**  
(12)

**LAWRENCE BLOOM v ARIZONA STATE BOARD OF APPRAISAL**  
*Court of Appeals Division One*                      *1 CA-CV 05-0868*

ORDERED: Appellant's Petition for Review = DENIED.

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**CV-07-0190-PR**  
(13)

**JAMES POTTER v DALE WHEELAND et al**  
*Court of Appeals Division Two*                      *2 CA-CV 06-0191*

ORDERED: Appellee Chang's Petition for Review = DENIED.

**CV-07-0195-PR**  
(14)

**RUFF v WICKENBURG REGIONAL MEDICAL CENTER**  
*Court of Appeals Division One*                      *1 CA-CV 06-0050*

ORDERED: Petition for Review = DENIED.

**CV-07-0205-PR**  
(15)

**JAMES ROWE v SWIFT TRANSPORTATION CO INC**  
*Court of Appeals Division One*                      *1 CA-CV 06-0628*

ORDERED: Petition for Review = DENIED.

**CV-07-0212-PR**  
(16)

**KENNETH ALLISON/CLARE CREIGHTON v HEATH JOHNSTON**  
*Court of Appeals Division Two*                      *2 CA-CV 06-0064*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees [Appellant Johnston] = DENIED.

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**CV-07-0215-PR**  
(17)

**MONT POLANCO v ICA/PIMA COUNTY**  
*Court of Appeals Division Two*                      2 CA-IC 06-0025

ORDERED: Petition for Supreme Court Review = DENIED.

**CV-07-0216-PR**  
(18)

**JEFFREY GEHRKE et ux v JOHN DILLON et ux**  
*Court of Appeals Division Two*                      2 CA-CV 06-0063

ORDERED: Appellants' Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees [Appellee/Cross-Appellant Gehrke] = GRANTED.

**CV-07-0230-PR**  
(19)

**DODD v HON. AKERS/HON. SPENCER/STATE ex rel THOMAS**  
*Court of Appeals Division One*                      1 CA-SA 07-0116

ORDERED: Petitioner's Motion to Allow Filing of Reply to State's Response to Petition for Review = GRANTED.

FURTHER ORDERED: Request to Submit Electronic Record [with Reply] = GRANTED.

FURTHER ORDERED: Petition for Review (Oral Argument Requested) = DENIED.





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**CR-07-0211-PR**  
(28)

**STATE OF ARIZONA v DONALD PATRICK SHROYER**  
*Court of Appeals Division Two*                      *2 CA-CR 07-0149*

ORDERED: Petition for Review = DENIED.

**CV-07-0184-PR**  
(29)

**DOE v SOUTHWESTERN BAPTIST BIBLE COLLEGE et al**  
*Court of Appeals Division One*                      *1 CA-CV 05-0520*

ORDERED: Petition for Review = DENIED.

**CV-07-0207-PR**  
(30)

**SALT RIVER PROJECT v MILLER PARK LLC et al**  
*Court of Appeals Division One*                      *1 CA-CV 05-0730*

ORDERED: Petition for Review = GRANTED as to issues 1 and 3.

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-07-0222-PR**  
(31)

**SARAH M HEATH v HON. WILLIAM T KIGER/STATE**  
*Court of Appeals Division One*                      *1 CA-SA 06-0197*

ORDERED: Real Party in Interest's Petition for Review by the Supreme Court = 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.

**CV-07-0224-PR**  
(32)

**STEVEN KARBAL v ADOR et al**  
*Court of Appeals Division One*                      *1 CA-TX 06-0010*

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

**CR-07-0174-PR**  
(33)

**STATE OF ARIZONA v FABIAN MARCUS GONZALES**  
*Court of Appeals Division One*                      *1 CA-CR 06-0306 PRPC*

ORDERED: Petition for Review of Denial of PCR = DENIED.

**CR-07-0197-PR**  
(34)

**STATE OF ARIZONA v WILLIAM WINDSOR CASTLE**  
*Court of Appeals Division One*                      *1 CA-CR 06-0535 PRPC*

ORDERED: Petition for Review by Supreme Court = DENIED.

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**CR-07-0202-PR**  
(35)

**STATE OF ARIZONA v FRANCISCO CUEVAS GALLEGO**  
*Court of Appeals Division Two*                      2 CA-CR 06-0133

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

**CR-07-0245-PR**  
(36)

**STATE OF ARIZONA v RUBEN MADRID MESA**  
*Court of Appeals Division One*                      1 CA-CR 06-0724

ORDERED: Petition for Review = DENIED.

**CR-07-0247-PR**  
(37)

**STATE OF ARIZONA v JESUS FAQUENDO RODRIGUEZ-ZAYA**  
*Court of Appeals Division Two*                      2 CA-CR 06-0124

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

**CV-07-0214-PR**  
(38)

**RESOLUTION TRUST CORP v RODGER J CLIFTON et ux**  
*Court of Appeals Division Two*                      2 CA-CV 06-0122

ORDERED: Petition for Review = DENIED.

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**CV-07-0225-PR**  
(39)

**IN RE BILLY C.**

*Court of Appeals Division One*

*1 CA-JV 05-0189*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Cross-Petition for Review = DENIED.

**CV-07-0228-PR**  
(40)

**RONALD HULL v ICA/ABLE REFRIGERATION/STATE COMP**

*Court of Appeals Division Two*

*2 CA-IC 07-0001*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees [Petitioner Employee Hull]  
= DENIED.

**CV-07-0232-PR**  
(41)

**JAMES F O'TOOLE et al v COLORADO CASUALTY INS CO**

*Court of Appeals Division One*

*1 CA-CV 06-0409*

ORDERED: Petition for Review = DENIED.

**CV-07-0239-PR**  
(42)

**In the Matter of SEARCH WARRANT RE: LEE WATIKINS**

*Court of Appeals Division One*

*1 CA-CV 06-0173*

ORDERED: Petition for Review = DENIED.

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**CV-07-0244-PR**  
(43)

**S GILMORE v HON. DAVIS/HON. REINSTEIN/T GILMORE**  
*Court of Appeals Division One*                      *1 CA-SA 07-0120*

ORDERED: Petition for Review = DENIED.

**CV-07-0246-PR**  
(44)

**ERIN CROWELL v HON. JEJNA/SCOTTSDALE PROSECUTOR**  
*Court of Appeals Division One*                      *1 CA-CV 06-0430*

ORDERED: Petition for Review = DENIED.

**CV-07-0251-PR**  
(45)

**DALE JOSEPH FUSHEK v STATE OF ARIZONA**  
*Court of Appeals Division One*                      *1 CA-CV 06-0598*

ORDERED: 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.

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

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**CV-07-0254-PR**  
(46)

**ARTURO MARTINEZ v SCHUTT SPORTS**

*Court of Appeals Division Two*

*2 CA-CV 06-0133*

ORDERED: Petition for Review = DENIED.

**CV-07-0255-PR**  
(47)

**ESTATE OF GRETA GARNER v KURT SCHINDLER**

*Court of Appeals Division One*

*1 CA-CV 06-0258*

ORDERED: Petition for Review of Kurt Schindler = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees [Appellee Estate of Greta Garner] = GRANTED.

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

**CV-07-0260-PR**  
(48)

**GORDON LEVY v SYLVIA ALFARO et vir**

*Court of Appeals Division One*

*1 CA-CV 06-0141*

ORDERED: Petition for Review = DENIED.

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**CV-05-0221-PR/A**  
(49)

**MARGIT WORSHAM v JAMES S ARCHER**

*Court of Appeals Division One*

*1 CA-CV 04-0783 A*

ORDERED: Petition for Review = DENIED.