

MINUTES
Arizona Supreme Court
Tuesday, March 2, 2010

No. 2675

CR-09-0278-PR
(1)

STATE OF ARIZONA v JOHNNY ANTHONY SAVINO
Court of Appeals Division One *1 CA-CR 08-0783 PRPC*

ORDERED: Petition for Review of Denial of Petition for Post Conviction Relief
= DENIED.

CV-09-0305-PR
(2)

QWEST CORP/QWEST BROADBAND v CITY OF CHANDLER
Court of Appeals Division One *1 CA-CV 07-0852*

ORDERED: Petition for Review = DENIED.

CV-09-0307-PR
(3)

MICHAEL PETRAMALA v MARICOPA CO PUB FID et al
Court of Appeals Division One *1 CA-CV 09-0350*

ORDERED: Petition for Review = DENIED.

CV-09-0328-PR
(4)

MICHAEL PETRAMALA v MCSC/HON. O'CONNOR
Court of Appeals Division One *1 CA-SA 09-0207*

ORDERED: Petition for Review = DENIED.

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CR-09-0274-PR
(5)

STATE OF ARIZONA v JOSE ACENCION LEON
Court of Appeals Division Two *2 CA-CR 09-0060 PRPC*

ORDERED: Petition for Review = DENIED.

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

CV-09-0308-PR
(6)

ADOA v JENNIFER COX/RICHARD COX
Court of Appeals Division Two *2 CA-CV 08-0198*

ORDERED: Appellees/Cross-Appellants'/Petitioners' Petition for Review = DENIED.

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

CR-09-0291-PR
(7)

STATE OF ARIZONA v RAMON PADILLA-MARTINEZ
Court of Appeals Division One *1 CA-CR 08-0691 PRPC*

ORDERED: Procedural Motion to Strike State's Response to Petition for Review = DENIED.

FURTHER ORDERED: Petition for Review of Special Action = DENIED.

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CV-09-0301-PR
(8)

CRAIG EARLY et ux v TATUM RANCH COMMUNITY ASSOC
Court of Appeals Division One 1 CA-CV 08-0622

ORDERED: Appellant Tatum Ranch Community Association's Petition for Review = DENIED.

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

CV-09-0314-PR
(9)

LISA KATHLEEN RANDALL v HON. DONAHOE/STATE
Court of Appeals Division One 1 CA-SA 09-0233

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

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

CV-09-0320-PR
(10)

STALLINGS v GILBERT UNIFIED SCHOOL DISTRICT NO 41
Court of Appeals Division One 1 CA-CV 08-0625

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorney's Fees [Appellee Gilbert Unified School District No. 41] = DENIED.

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CV-09-0321-PR
(11)

TROY ALAN PRITCHETT v HON. HOFFMAN/STATE
Court of Appeals Division One 1 CA-SA 09-0254

ORDERED: Petition for Review = DENIED.

CR-09-0281-PR
(12)

STATE OF ARIZONA v AMANDO GAMBOA-MOLINA
Court of Appeals Division One 1 CA-CR 08-0231

ORDERED: Petition for Review = DENIED.

CR-09-0283-PR
(13)

STATE OF ARIZONA v FABIAN ALEXANDER McKENNA
Court of Appeals Division Two 2 CA-CR 08-0104

ORDERED: Petition for Review = DENIED.

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

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

CR-09-0286-PR
(14)

STATE OF ARIZONA v WAYNE CHIN
Court of Appeals Division Two 2 CA-CR 07-0398

ORDERED: Petition for Review = DENIED.

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

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CV-09-0300-PR
(15)

STEVEN MAHER v BANK ONE/RUBAL
Court of Appeals Division Two 2 CA-CV 08-0193

ORDERED: Appellant's Petition for Review = DENIED.

CV-09-0285-PR
(16)

JOSE CARRILLO v HON. HOUSER/PHX CITY PROSECUTOR
Court of Appeals Division One 1 CA-SA 09-0042

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.

CV-09-0313-PR
(17)

MIGUEL LOPEZ v HON. HOUSER/WRMC HOLDINGS LLC
Court of Appeals Division One 1 CA-SA 09-0204

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

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

FURTHER ORDERED: Request for Attorneys' Fees [Real Party WRMC Holdings, LLC] = DENIED.

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CV-09-0316-PR
(18)

LAURA LEE GONZALES et al v BJM ENTERPRISES et al
Court of Appeals Division One *1 CA-CV 08-0677*

ORDERED: Petition for Review = DENIED.

CR-09-0290-PR
(19)

STATE OF ARIZONA v CLIFFORD ALLEN FOLLANSBEE
Court of Appeals Division One *1 CA-CR 08-0146*

ORDERED: Petition for Review = DENIED.

CR-09-0292-PR
(20)

STATE OF ARIZONA v JAMISON SCOTT WILLETT
Court of Appeals Division Two *2 CA-CR 08-0278*

ORDERED: Appellant's Petition for Review = DENIED.

CR-09-0302-PR
(21)

STATE OF ARIZONA v LUIS NOE MIRAMON
Court of Appeals Division Two *2 CA-CR 09-0123 PRPC*

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

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CR-09-0303-PR
(22)

STATE OF ARIZONA v BRADLEY WILLIAM KENNEDY
Court of Appeals Division Two 2 CA-CR 09-0066

ORDERED: Motion Pursuant A.R.S. Const. ART 2§24 the Right to File "Motion for Leave of Court to File Amicus Curiae Brief DNA-Actual Innocence for Cause" Contravened by Michael D. Ryan's January 14th 2010 Ruling = DENIED.

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

CV-09-0317-PR
(23)

RICHARD/MARCIA GRAND v NACCHIO et al
Court of Appeals Division Two 2 CA-CV 09-0014

ORDERED: Plaintiffs-Appellants' 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 Bales did not participate in the determination of this matter.

CV-09-0325-PR
(24)

JEFFREY HARRIS v CITY OF BISBEE/HELEN LEHR
Court of Appeals Division Two 2 CA-CV 09-0038

ORDERED: Petition for Review = DENIED.

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

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No. 2675

CV-09-0326-PR
(25)

LEVERAGED LAND CO et al v M HODGES/ D CAIN
Court of Appeals Division Two 2 CA-CV 09-0057

ORDERED: Appellant's Petition for Review = DENIED.

CR-09-0295-PR
(26)

STATE OF ARIZONA v ROBERT EARL KRONCKE
Court of Appeals Division One 1 CA-CR 09-0522 PRPC

ORDERED: Petition for Review = DENIED.

CR-09-0304-PR
(27)

STATE OF ARIZONA v SAMMY SCHAEFFER SMITH
Court of Appeals Division One 1 CA-CR 08-0656 PRPC

ORDERED: Petition for Review = DENIED.

CR-09-0307-PR
(28)

STATE OF ARIZONA v GILBERTO OSORIO-HERNANDEZ
Court of Appeals Division One 1 CA-CR 08-0627 PRPC

ORDERED: Petition for Review = DENIED.

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CV-09-0337-PR
(29)

LEVEL 3 COMMUNICATIONS v AZ DEPT OF REVENUE et al
Court of Appeals Division One *1 CA-TX 08-0001*

ORDERED: Petition for Review = CONTINUED.

FURTHER ORDERED: Request for Attorneys' Fees [Appellant Level 3 Communications LLC] = CONTINUED.

CV-09-0369-PR
(30)

TUMBLING T RANCHES et al v FLOOD CONTROL DISTRICT
Court of Appeals Division One *1 CA-CV 07-0453*

ORDERED: Petition for Review = DENIED.

CR-09-0214-PC
(31)

STATE OF ARIZONA v MICHAEL APELT
Pinal County Superior Court *CR-14946*

ORDERED: Petition for Review = DENIED.

Vice Chief Justice Hurwitz voted to grant review.

CR-09-0300-PR
(32)

STATE OF ARIZONA v AMY LYNN SCOTT
Court of Appeals Division One *1 CA-CR 07-0441*

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

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CR-09-0301-PR
(33)

STATE OF ARIZONA v JASON JARED BECK
Court of Appeals Division Two *2 CA-CR 08-0303 PRPC*

ORDERED: Rule 32.9(G) Petition for Review = DENIED.

CR-09-0305-PR
(34)

STATE OF ARIZONA v JOSHUA PAUL EUGENE HUFFMAN
Court of Appeals Division Two *2 CA-CR 08-0100*

ORDERED: Petition for Review = DENIED.

CR-09-0321-PR
(35)

STATE OF ARIZONA v MAURICE PATTERSON
Court of Appeals Division One *1 CA-CR 08-0610*

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

CR-09-0326-PR
(36)

STATE OF ARIZONA v SANTOS ALBERTO SILVA JR
Court of Appeals Division One *1 CA-CR 07-0591*

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

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CV-09-0327-PR
(37)

MICHAEL DEMEURE MD v STATE OF AZ BOARD OF REGENTS
Court of Appeals Division Two *2 CA-CV 09-0054*

ORDERED: Appellant's Petition for Review = DENIED.

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

CV-09-0178-PR
(38)

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

ORDERED: Petition for Review = GRANTED.

FURTHER ORDERED: Pursuant to Rule 23(i)(2), Arizona Rules of Civil Appellate Procedure, this matter is remanded to the Court of Appeals for reconsideration in light of this Court's Opinion in Flagstaff Affordable Housing Limited Partnership v. Design Alliance, Inc., ___ Ariz. ___, ___ P.3d. ___ (2010).



The foregoing action was taken by the Arizona Supreme Court on Tuesday, March 2, 2010.

Rebecca White Berch, Chief Justice

Date: _____