

MINUTES
Arizona Supreme Court
Tuesday, August 28, 2012

No. 3815

CR-12-0013-PR

STATE OF ARIZONA v AARON RAYMOND FIKES

(1)

Court of Appeals Division Two

2 CA-CR 11-0124

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

CR-12-0049-PR

STATE OF ARIZONA v JEFFREY ALLAN HOWARD

(2)

Court of Appeals Division One

1 CA-CR 10-0946

ORDERED: Appellant's Opening Brief/Petition for Review to Arizona Supreme Court = DENIED.

CR-12-0058-PR

STATE OF ARIZONA v FRANKIE LEE RODRIGUEZ

(3)

Court of Appeals Division Two

2 CA-CR 11-0290 PRPC

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

CV-12-0013-PR

SCENIC AZ/GREATER PHX v PHX BD OF ADJ/AM OUTDOOR

(4)

Court of Appeals Division One

1 CA-CV 09-0489

ORDERED: Motion to Depublish = DENIED.

FURTHER ORDERED: American Outdoor Advertising, Inc.'s Petition for Review = DENIED.

MINUTES
Arizona Supreme Court
Tuesday, August 28, 2012

No. 3815

CV-12-0019-PR **M&I MARSHALL/ILSLEY BANK v TREVIS/LISA MUELLER**
(5) *Court of Appeals Division One* *1 CA-CV 10-0804*

ORDERED: Motion for Leave to Supplement the Petition for Review = GRANTED.

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

CV-12-0054-PR **INTER "K" NV v UPS SUPPLY CHAIN**
(6) *Court of Appeals Division Two* *2 CA-CV 11-0026*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellee Inter "K" NV) = GRANTED.

CV-12-0066-PR **LINDSEY LANSKY v GREGORY LANSKY**
(7) *Court of Appeals Division Two* *2 CA-CV 11-0130*

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

CV-12-0087-PR **DANIEL FIORE et ux v GEICO GENERAL INS CO**
(8) *Court of Appeals Division One* *1 CA-CV 11-0157*

ORDERED: Petition for Review = DENIED.

MINUTES
Arizona Supreme Court
Tuesday, August 28, 2012

No. 3815

CV-12-0122-PR **WENXIA JIN v HON. MCCLENNEN/STATE**
(9) *Court of Appeals Division One* *1 CA-SA 12-0070*

ORDERED: Petition for Review in Supreme Court = DENIED.

CR-12-0071-PR **STATE OF ARIZONA v RICKY LEE GINGERICH**
(10) *Court of Appeals Division One* *1 CA-CR 11-0084*

ORDERED: Notice of Request to Respond to Attorney General Response to
Petition for Review = DENIED.

FURTHER ORDERED: Petition for Review = DENIED.

CR-12-0077-PR **STATE OF ARIZONA v CRAIG S DAHLIN**
(11) *Court of Appeals Division Two* *2 CA-CR 11-0111*

ORDERED: Petition for Review in a Criminal Case = DENIED.

CR-12-0108-PR **STATE OF ARIZONA v JOSEPH DOUGLAS ROBERTS**
(12) *Court of Appeals Division One* *1 CA-CR 11-0101*

ORDERED: Petition for Review = DENIED.

MINUTES
Arizona Supreme Court
Tuesday, August 28, 2012

No. 3815

CR-12-0163-PR
(13)

STATE OF ARIZONA v ILENE CHRISTINE YBAVE
Court of Appeals Division Two *2 CA-CR 11-0175*

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

CR-12-0215-PR
(14)

STATE OF ARIZONA v NOE MENDOZA-TAPIA
Court of Appeals Division One *1 CA-CR 09-0809*

ORDERED: Petition for Review = DENIED.

CR-12-0222-PR
(15)

STATE OF ARIZONA v CHARLIE ALAN WENSEL
Court of Appeals Division One *1 CA-CR 10-0743 PRPC*

ORDERED: Petition for Review of Appellate Court Decision = DENIED.

CV-12-0059-PR
(16)

JAMES HIGGINBOTHAM v AN MOTORS OF SCOTTSDALE
Court of Appeals Division One *1 CA-CV 10-0690*

ORDERED: Request for Oral Argument = DENIED.

FURTHER ORDERED: Petition for Review = DENIED.

MINUTES
Arizona Supreme Court
Tuesday, August 28, 2012

No. 3815

CV-12-0080-PR
(17)

SEDONA GRAND LLC v CITY OF SEDONA

Court of Appeals Division One

1 CA-CV 10-0782

ORDERED: Petition for Review by Petitioner City of Sedona = DENIED.

FURTHER ORDERED: Cross Petition for Review by Cross Petitioner, Sedona Grand, LLC = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellee/Cross-Appellant City of Sedona) = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellant/Cross-Appellee Sedona Grand) = DENIED.

CV-12-0098-PR
(18)

TAMMY D. v ADES/D.D./S.D.

Court of Appeals Division One

1 CA-JV 11-0043

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

CV-12-0154-PR
(19)

ROOFING WHOLESALE v SCOTTY NEIL et ux

Court of Appeals Division One

1 CA-CV 11-0316

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

FURTHER ORDERED: Request for Attorneys' Fees (Appellee Roofing Wholesale, Inc.) = GRANTED.

MINUTES

No. 3815

Arizona Supreme Court
Tuesday, August 28, 2012

CV-12-0162-PR
(20)

JANE HALL v READ DEVELOPMENT/READ HOMES
Court of Appeals Division One *1 CA-CV 10-0175*

ORDERED: Motion for Leave to File (Revised) Brief Amicus Curiae = GRANTED.

FURTHER ORDERED: Appellee Hall's Renewed Motion to Strike Brief Amicus Curiae (Amicus Donald R. Kunz UA55JD) = DENIED.

FURTHER ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellant/Cross-Appellee Read Development/Read Homes) = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellee/Cross-Appellant Hall) = GRANTED.

CR-12-0102-PR
(21)

STATE OF ARIZONA v STEVEN FRANK McPHERSON
Court of Appeals Division Two *2 CA-CR 11-0126*

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

CR-12-0112-PR
(22)

STATE OF ARIZONA v JOSE RAYMOND ALVAREZ
Court of Appeals Division Two *2 CA-CR 10-0310*

ORDERED: Petition for Review = DENIED.

MINUTES
Arizona Supreme Court
Tuesday, August 28, 2012

No. 3815

CR-12-0137-PR
(23)

STATE OF ARIZONA v RICHARD LEE PALMER
Court of Appeals Division Two *2 CA-CR 11-0028*

ORDERED: Petition for Review by Supreme Court = DENIED.

CR-12-0178-PR
(24)

STATE OF ARIZONA v CARLOS LEYVA SANTA MARIA
Court of Appeals Division Two *2 CA-CR 11-0372 PRPC*

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

CR-12-0217-PR
(25)

STATE OF ARIZONA v QUINN DOUGLAS FITZGERALD
Court of Appeals Division One *1 CA-CR 10-0991*

ORDERED: Motion to Waive Formal Requirements of Filing and Service = GRANTED.

FURTHER ORDERED: Motion to Expedite (Appellant Fitzgerald, Pro Se) = GRANTED.

FURTHER ORDERED: Motion to Waive Formal Requirements (of Form, of Defects of Motion of Service and Filing) (Appellant Fitzgerald, Pro Se) = GRANTED.

FURTHER ORDERED: Petition for Review (By Arizona Supreme Court) = DENIED.

MINUTES
Arizona Supreme Court
Tuesday, August 28, 2012

No. 3815

CV-12-0076-PR
(26)

MARIA WYTRUKUSZ v HON. RASH/STATE

Court of Appeals Division Two

2 CA-SA 12-0002

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

FURTHER ORDERED: Request for Attorneys' Fees (Petitioner Wytrukusz) = DENIED.

CV-12-0082-PR
(27)

IN THE MATTER OF US CURRENCY/STATE v MACIAS

Court of Appeals Division One

1 CA-CV 10-0828

ORDERED: Petition for Review = DENIED.

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

CV-12-0143-PR
(28)

THOMAS MITCHELL v HON. AINSLEY/STATE

Court of Appeals Division One

1 CA-SA 12-0066

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

MINUTES
Arizona Supreme Court
Tuesday, August 28, 2012

No. 3815

CV-12-0150-PR
(29)

GILCREASE/ROSEMEAD et al v WAGON WHEEL et al
Court of Appeals Division One *1 CA-CV 11-0206*

ORDERED: Defendants/Appellees Wagon Wheel Park Homeowners Association, et al.'s Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellants Gilcrease et al) = GRANTED.

CV-12-0165-PR
(30)

PILKINGTON CONSTR CO v YUMA COUNTY et al
Court of Appeals Division One *1 CA-CV 10-0829*

ORDERED: Petition for Review = DENIED.

CV-12-0176-PR
(31)

THE PAIN MANAGEMENT CLINIC v CHERI PREESE
Court of Appeals Division One *1 CA-CV 10-0835*

ORDERED: Petition for Review = DENIED.

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

FURTHER ORDERED: Request for Attorneys' Fees (Appellants The Pain Management Clinic) = DENIED.

MINUTES
Arizona Supreme Court
Tuesday, August 28, 2012

No. 3815

CV-12-0195-PR
(32)

STEVEN DEMOCKER v HON. DONAHOE/STATE
Court of Appeals Division One *1 CA-SA 12-0095*

ORDERED: Request for Oral Argument = DENIED.

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

FURTHER ORDERED: Stay previously entered is dissolved.

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

Chief Justice Berch voted to grant review.

CV-12-0214-PR
(33)

STATE v HONS. FIELDS/BUTLER/MARTIN M.
Court of Appeals Division Two *2 CA-SA 12-0039*

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

CR-12-0024-PR
(34)

STATE OF ARIZONA v MICHAEL EMERSON CORRELL
Court of Appeals Division One *1 CA-CR 11-0188*

ORDERED: Petitioner's Motion Requesting Oral Arguments = DENIED.

FURTHER ORDERED: Petition for Review = DENIED.

MINUTES

No. 3815

Arizona Supreme Court
Tuesday, August 28, 2012

CV-12-0280-SA
(35)

SCHILLING et al v HON THOMPSON et al/TEMPERT et al
Court of Appeals Division One *1 CA-CV 12-0505*

ORDERED: The Court declines to accept jurisdiction of the Petition for Special Action.



The foregoing action was taken by the Arizona Supreme Court on Tuesday, August 28, 2012.

_____ Date: _____
Rebecca White Berch, Chief Justice