

MINUTES
Arizona Supreme Court
Tuesday, September 24, 2013

No. 4233

CV-13-0061-PR **TUMACACORI MISSION LAND v UNION PACIFIC RAILROAD**
(1) *Court of Appeals Division Two* *2 CA-CV 12-0077*

ORDERED: Plaintiff/Appellant's Petition for Review = DENIED.

CV-13-0079-PR **ARIZONA WATER COMPANY v CITY OF MESA**
(2) *Court of Appeals Division One* *1 CA-CV 10-0578*

ORDERED: Petition for Review = DENIED.

CV-13-0095-PR **MORONES/HERNANDEZ v HON. BRAIN/HORNE et al**
(3) *Court of Appeals Division One* *1 CA-SA 12-0243*

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

FURTHER ORDERED: Stay previously entered is dissolved.

CV-13-0108-PR **PEREZ/GARCIA v THRUSH/ECKES**
(4) *Court of Appeals Division One* *1 CA-CV 12-0316*

ORDERED: Petition for Review = DENIED.

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CV-13-0145-PR **BLANKENBAKER et al v GERMAINE MARKS/AZ DEPT OF INS**
(9) *Court of Appeals Division One* *1 CA-CV 11-0626*

ORDERED: Petition for Review = DENIED.

CR-13-0092-PR **STATE OF ARIZONA v BRIAN WILLIAM MANUEL**
(10) *Court of Appeals Division Two* *2 CA-CR 12-0446 PRPC*

ORDERED: Petition for Review by Supreme Court = DENIED.

CV-13-0033-PR **KAIBAB INDUSTRIES/SCF ARIZONA v ICA/LEON COX**
(11) *Court of Appeals Division One* *1 CA-IC 11-0083*

ORDERED: Respondent Employee's Petition for Review = DENIED.

Justice Timmer voted to grant review.

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CV-13-0056-PR
(12)

STATE v HON. HARRIS/SHILGEVORKYAN

Court of Appeals Division One

1 CA-SA 12-0211

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.

FURTHER ORDERED: Any Amicus briefs shall be filed not later than October 23, 2013, and any responses thereto not later than October 30, 2013.

CV-13-0102-PR
(13)

JUDITH WALKER v JULIE MADORSKY et al

Court of Appeals Division One

1 CA-CV 12-0395

ORDERED: Motion to Strike Quest's Opposition to Petition for Review for Lack of Appellate Jurisdiction; Declaration of Judith Walker = DENIED.

FURTHER ORDERED: Petitioner's Motion to Strike Portions of the Response to Petition for Review Filed by Appellees Madorsky, Gonzalez, Lopez, Tsang, and Zelig = DENIED.

FURTHER ORDERED: Petition for Review = DENIED.

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CV-13-0113-PR
(14)

JOAN TOBER v CIVANO 1 et al
Court of Appeals Division Two

2 CA-CV 12-0129

ORDERED: Appellant's Petition for Review = DENIED.

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

FURTHER ORDERED: Request for Attorneys' Fees (Appellees Civano 1 et al) = GRANTED.

CV-13-0123-PR
(15)

MALDONADO v STATE OF ARIZ/DEPT OF EDUCATION et al
Court of Appeals Division One

1 CA-CV 12-0107

ORDERED: Petition for Review = DENIED.

CV-13-0132-PR
(16)

WILSON v HON. STEPHENS/STATE ex rel MONTGOMERY
Court of Appeals Division One

1 CA-SA 13-0059

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

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CV-13-0148-PR
(17)

MT HAWLEY INS et al v HON. SLAYTON/AUZA et al
Court of Appeals Division One *1 CA-SA 12-0298*

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

FURTHER ORDERED: Request for Attorneys' Fees (Real Party Financial Pacific Insurance) = DENIED.

FURTHER ORDERED: Motion for Attorneys' Fees (Petitioners MT Hawley Insurance et al) = DENIED.

CR-13-0079-PR
(18)

STATE OF ARIZONA v JAMES LEE HESS
Court of Appeals Division Two *2 CA-CR 12-0207 PRPC*

ORDERED: Petition for Review = DENIED.

Justice Pelander and Justice Timmer voted to grant review on Issue 2.

CR-13-0140-PR
(19)

STATE OF ARIZONA v LYNDON GARWIN JAMES
Court of Appeals Division One *1 CA-CR 09-0052*

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

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CR-13-0152-PR **STATE OF ARIZONA v JUAN ALEJANDRO ORELLANO-TIZNADO**
(20) *Court of Appeals Division Two* *2 CA-CR 12-0227*

ORDERED: Petition for Review = DENIED.

CR-13-0174-PR **STATE OF ARIZONA v ROBERTO VINCENT BEJARANO**
(21) *Court of Appeals Division Two* *2 CA-CR 12-0073*

ORDERED: Petition for Review by Supreme Court = DENIED.

CV-13-0072-PR **IN RE THE COMMITMENT OF DEREK KNOTT**
(22) *Court of Appeals Division Two* *2 CA-MH 12-0010 SP*

ORDERED: Petition for Review by Supreme Court = DENIED.

CV-13-0120-PR **JOHN SEXTON et ux v JANET FELTZ et al**
(23) *Court of Appeals Division One* *1 CA-CV 12-0111*

ORDERED: Petition for Review of Plaintiffs John Paul Sexton and Sarah M. Jueller-Sexton = DENIED.

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CV-13-0135-PR
(24)

ROBERT BROZ v HON. CARLISLE/STATE OF ARIZONA
Court of Appeals Division One *1 CA-SA 13-0075*

ORDERED: Petitioner/Defendant Broz's Request for Oral Argument on Petition for Review of a Special Action Decision of the Court of Appeals = DENIED.

FURTHER ORDERED: Petitioner/Defendant Robert Edward Broz's Petition for Review of a Special Action Decision of the Court of Appeals = DENIED.

CV-13-0161-PR
(25)

ESTATE OF MARION ROGERS/ROGERS v BAUMRUCKER
Court of Appeals Division One *1 CA-CV 12-0284*

ORDERED: Appellant Nancy Baumrucker's Petition for Review = DENIED.

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

CV-13-0173-PR
(26)

LOREN SHIRK v MICHAEL LANCASTER et al
Court of Appeals Division One *1 CA-CV 12-0131*

ORDERED: Plaintiff/Appellee Loren R. Shirk's Petition for Review = DENIED.



The foregoing action was taken by the Arizona Supreme Court on Tuesday, September 24, 2013.

_____ Date: _____
Rebecca White Berch, Chief Justice