

MINUTES
Arizona Supreme Court
Tuesday, October 30, 2012

No. 3874

CR-12-0148-PR

STATE OF ARIZONA v DANIEL DIAZ

(1)

Court of Appeals Division Two

2 CA-CR 11-0252 PRPC

ORDERED: Petition for Review = DENIED.

CR-12-0190-PR

STATE OF ARIZONA v JAMES MARTIN SMITH

(2)

Court of Appeals Division One

1 CA-CR 10-0575 PRPC

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

CR-12-0212-PR

STATE OF ARIZONA v KAZUHIKO MATSUMOTO WILSON

(3)

Court of Appeals Division One

1 CA-CR 11-0323

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

CV-12-0081-PR

IN RE ERIC W.

(4)

Court of Appeals Division One

1 CA-JV 10-0141

ORDERED: Petition for Review = DENIED.

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CV-12-0112-PR

(5)

DONALD BUEHLER v HON. RETZER/ACE et al

Court of Appeals Division One

1 CA-SA 12-0013

ORDERED: Petitioner's Objection to Respondent's Response Brief = DENIED.

FURTHER ORDERED: Petition for Review to the Supreme Court Memorandum Decision (Decision Order) Issued 2/28/2012 1CA-SA 12-0013 = DENIED.

CV-12-0121-PR

(6)

STATE v HON. GOTTSFIELD/JACK ROSE

Court of Appeals Division One

1 CA-SA 12-0002

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

CV-12-0163-PR

(7)

JAMES BOHM v HON. MYERS/OLSON et al

Court of Appeals Division One

1 CA-SA 12-0077

Separate Order.

CV-12-0178-PR

(8)

ARMORWORKS ENTERPRISES v CAVANAGH LAW FIRM et al

Court of Appeals Division One

1 CA-CV 11-0201

ORDERED: Petition for Review = DENIED.

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CV-12-0188-PR

(9)

JASON RASSUCHINE v LAURA BALL

Court of Appeals Division One

1 CA-CV 12-0135

ORDERED: Appellee's Motion to Strike Appellant's Response to Petition for Review = GRANTED.

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

CV-12-0189-PR

(10)

MARSHAL CASTLE v BARRETT-JACKSON AUCTION

Court of Appeals Division One

1 CA-CV 10-0851

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellee Barrett-Jackson) = GRANTED.

CV-12-0213-PR

(11)

IN RE JON MORRIS W.

Court of Appeals Division One

1 CA-MH 11-0071

ORDERED: Petition for Review = DENIED.

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CR-12-0091-PR
(12)

STATE OF ARIZONA v MICHAEL DAVID SEBBA

Court of Appeals Division One

1 CA-CR 10-0687

1 CA-CR 10-0693

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

CV-12-0200-PR
(13)

GARY D HACKWORTH v ICA/ATLAS COPCO/LIBERTY MUTUAL

Court of Appeals Division Two

2 CA-IC 11-0014

ORDERED: Petition for Review = DENIED.

CV-12-0205-PR/A
(14)

WILLIAM D COUPLAND JR v SIERRA M MELLO-COUPLAND

Court of Appeals Division One

1 CA-CV 11-0607 A

ORDERED: Petition for Review = DENIED.

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

FURTHER ORDERED: Request for Attorneys' Fees (Appellee S. Mello-Coupland) = DENIED.

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CV-12-0209-PR
(15)

US BANK v FRANK BECK/KIMBERLY BECK
Court of Appeals Division One *1 CA-CV 11-0535*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellee US Bank) = GRANTED.

CV-12-0219-PR
(16)

FIDELITY AND DEPOSIT v BONDWRITER SOUTHWEST et al
Court of Appeals Division One *1 CA-CV 09-0612*

ORDERED: Petition for Review = DENIED.

CV-12-0240-PR
(17)

MICROCHIP TECH INC v STATE/DEPT OF REVENUE
Court of Appeals Division One *1 CA-TX 11-0001*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellant Microchip Tech Inc) = GRANTED.

Chief Justice Berch voted to grant review.

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CR-12-0206-PC
(18)

STATE OF ARIZONA v JAMES LYNN STYERS
Maricopa County Superior Court *CR1989-012631*

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

CR-12-0246-PR
(19)

STATE OF ARIZONA v JUSTIN JAMES THRASHER
Court of Appeals Division One *1 CA-CR 10-0765*

ORDERED: Petition for Review = DENIED.

CR-12-0247-PR
(20)

STATE OF ARIZONA v NICHOLAS ORTIZ RAMIREZ
Court of Appeals Division One *1 CA-CR 11-0341*

ORDERED: Petition for Review = DENIED.

CR-12-0284-PR
(21)

STATE OF ARIZONA v DAVID ALBERTO CHAVEZ-PALMA
Court of Appeals Division Two *2 CA-CR 12-0015 PRPC*

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

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No. 3874

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CV-12-0149-PR
(22)

FRANK HOFFMAN v HON. CHANDLER/STATE
Court of Appeals Division Two *2 CA-SA 12-0010*

ORDERED: Petition for Special Action Review by the Arizona Supreme Court of a Decision of the Pima County Superior Court (Treated as a Petition for Review of a Special Action Decision by the Court of Appeals) = 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.

FURTHER ORDERED: Any amicus briefs shall be filed within 10 days after the date for filing the supplemental briefs. Each party may file a consolidated response to any amicus briefs within 10 days after the filing of the briefs.

CV-12-0174-PR
(23)

JOSE ESCOBAR v ICA/MARSHALL FOUNDATION et al
Court of Appeals Division Two *2 CA-IC 11-0013*

ORDERED: Petition for Review = DENIED.

CV-12-0194-PR
(24)

In the Matter of the ESTATE OF MARIE JOHANNA LONG
Court of Appeals Division One *1 CA-CV 10-0896*

ORDERED: Petition for Review = DENIED.

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CV-12-0224-PR
(25)

COBEN & ASSOCIATES et al v HON FRENCH/NATL BANK AZ
Court of Appeals Division One *1 CA-SA 12-0099*

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

FURTHER ORDERED: Request for Attorneys' Fees (Real Party National Bank of Arizona) = DENIED.

CR-12-0161-PR
(26)

STATE OF ARIZONA v RONALD KELLY YOUNG
Court of Appeals Division Two *2 CA-CR 10-0164*

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

CR-12-0262-PR
(27)

STATE OF ARIZONA v BENJAMIN HALE HAMILTON
Court of Appeals Division One *1 CA-CR 10-0867*

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

CR-12-0279-PR
(28)

STATE OF ARIZONA v ALGER FREDERICK HELLARD
Court of Appeals Division Two *2 CA-CR 11-0068*

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

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No. 3874

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CR-12-0322-PR
(29)

STATE OF ARIZONA v ILEANA KRISTAL LINN

Court of Appeals Division Two

2 CA-CR 11-0204 PRPC

ORDERED: Petition for Review = DENIED.

CV-12-0156-PR
(30)

RALPH THOMAS et ux v MONTELUCIA VILLAS

Court of Appeals Division One

1 CA-CV 10-0761

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: Request for Attorneys' Fees (Appellees Thomas) = CONTINUED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellant Montelucia Villas) = CONTINUED.

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CV-12-0164-PR
(31)

THERESA CAMERON v AZ BOARD OF REGENTS/CROW
Court of Appeals Division One *1 CA-CV 10-0323*

ORDERED: Motion to Substitute Plaintiff/Appellant Pursuant to AR-CAP, Rules 1, 6 & 27(a) = GRANTED.

FURTHER ORDERED: Petition for Review = DENIED.

Chief Justice Berch did not participate in the determination of this matter.

CV-12-0187-PR
(32)

MIKE PETER GALLARDO v HON. RAYES/STATE
Court of Appeals Division One *1 CA-SA 12-0092*

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

CV-12-0216-PR
(33)

MILTON SMALL v LARRY KANE/FERN KANE
Court of Appeals Division One *1 CA-CV 11-0236*

ORDERED: Petition for Review = DENIED.

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

FURTHER ORDERED: Request for Attorneys' Fees (Appellees/Cross-Appellants Kane) = GRANTED.

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CV-12-0231-PR
(34)

LENNAR CORP et al v TRANSAMERICA INS et al
Court of Appeals Division One *1 CA-CV 10-0686*

ORDERED: Petition for Review = DENIED.

FURTHER ORDERED: Request for Attorneys' Fees (Appellants Lennar Corp et al) = DENIED.

CV-12-0236-PR
(35)

CATALINA FOOTHILLS SCHOOL v LA PALOMA ASSOC
Court of Appeals Division Two *2 CA-CV 11-0166*

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



The foregoing action was taken by the Arizona Supreme Court on Tuesday, October 30, 2012.

_____ Date: _____
Rebecca White Berch, Chief Justice