

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING & REGULATORY AFFAIRS  
MICHIGAN ADMINISTRATIVE HEARING SYSTEM  
MICHIGAN TAX TRIBUNAL

NOTICE OF FEBRUARY 16 - 28, 2018 PREHEARING GENERAL CALL AND ORDER OF  
PROCEDURE

To the parties in the cases listed below:

Please be advised that the cases listed on the attachment have been placed on a two-week Prehearing General Call commencing February 16, 2018. The prehearing conferences will be conducted in the Tribunal's courtrooms at 611 W. Ottawa, 2<sup>nd</sup> Floor, Lansing, Michigan, unless otherwise notified. Parties will be notified at least one week before they are scheduled to appear and scheduling will not necessarily occur in the order in which the cases are listed below.

Parties are required to submit a valuation disclosure or written notification that no valuation disclosure is required by the dates indicated herein. A "valuation disclosure" is defined as documentary or other tangible evidence in a property tax proceeding that a party relies upon in support of the party's contention as to the true cash value of the subject property or any portion thereof and contains the party's value conclusion and data, valuation methodology, analysis or reasoning, as provided by TTR 237.

IT IS ORDERED that the parties shall:

- a. If no valuation disclosure is required, notify the Tribunal and the opposing parties in writing within 21 days of entry of this Order that no valuation disclosure is being filed. The notice shall indicate the reason or reasons why no valuation disclosure is required (i.e., exemption claim, etc.).
- b. If a valuation disclosure is required, file and exchange their valuation disclosures by December 19, 2017. Valuation disclosures will not be admitted into evidence unless disclosed and furnished in accordance with this Order (even though admissible) except upon a finding of good cause by the Tribunal.

IT IS FURTHER ORDERED that the parties shall file and exchange their Prehearing Statements by December 19, 2017. Witnesses will not be allowed to testify unless disclosed in the Prehearing Statement and the Prehearing Statement is furnished in accordance with this Order except upon a finding of good cause by the Tribunal. Failure to file the Prehearing Statement will result in holding a party or parties in default, as provided by TTR 237.

IT IS FURTHER ORDERED that "Pre-Valuation Disclosure" discovery is CLOSED on December 19, 2017, which means all discovery has been requested, all motions to compel have been filed and resolved, and all requested or ordered discovery has been exchanged by that date. Discovery relative to the valuation disclosure prepared for purposes of litigating this case or the

valuation expert that prepared that valuation disclosure is not permitted during “Pre-Valuation Disclosure” discovery.

IT IS FURTHER ORDERED that “Post-Valuation Disclosure” discovery is CLOSED on February 16, 2018, which means all discovery has been requested, all motions to compel have been filed and resolved, and all requested or ordered discovery has been exchanged by that date. “Post-Valuation Disclosure” discovery is limited to the opposing party’s valuation disclosure, the opposing party’s valuation expert, and the witnesses identified on the opposing party’s Prehearing Statement.

IT IS FURTHER ORDERED that a case listed on this call that is not scheduled for a date certain Prehearing Conference during the time frame indicated above may be scheduled for a date certain Prehearing Conference at any time subsequent to the completion date for this Prehearing General Call. Parties will, however, be notified in writing approximately one week before they are scheduled to appear.

HEARING AUTHORITY: The prehearing conferences will be conducted in accordance with the Rules applicable to contested cases as contained in the Michigan Administrative Hearing Rules (R 792.10101 – R 792.11289); the 1995 Michigan Rules of Court, as amended; and, the Michigan Administrative Procedures Act, 1969 PA 306, as amended, MCL 24.201 *et seq.*<sup>1</sup> The Michigan Administrative Hearing Rules apply only to practices and procedures in contested cases pending before the Michigan Administrative Hearing System. Rules governing contested cases not pending before the Michigan Administrative Hearing System may be found elsewhere in the Michigan Administrative Code.

AMERICANS WITH DISABILITIES ACT: All hearings are conducted in a barrier free location and are in compliance with the 1990 Americans with Disabilities Act. A disabled individual requiring accommodation for effective participation in a hearing, including accessible documentation, should call the Michigan Tax Tribunal at: (517) 373-4400 to make arrangements. Pursuant to R 792.1011(c), if accessibility is requested (i.e. braille, large print, electronic or audio reader), information which is to be made accessible must be submitted to the hearing system at least 14 business days before the hearing. If the information for conversion is timely provided and the Tribunal is unable to accomplish conversion prior to the date of hearing, the hearing shall be adjourned. If the information for conversion is not timely provided, the party submitting the information for conversion may request an adjournment. You can call the Tribunal at (517) 373-4400 should you have any questions.

Entered: May 1, 2017

By:   
\_\_\_\_\_  
Steven H. Lasher, Tribunal Chair

---

<sup>1</sup> See TTR 261 and 215.

CASES ON THE PREHEARING GENERAL CALL:

<b>Case Number</b>	<b>Case Title</b>
15-002297	Woodward Detroit CVS, LLC/ CVS #8549-02 vs. City Of Menominee
16-003399	7-Eleven Inc on behalf of NRSB Commercial properties vs. City Of Westland
16-003401	7-Eleven #32215 vs. City Of Westland
16-003404	O'Reilly Auto Enterprises LLC vs. City Of Portage
16-003408	Fifth Third Bank vs. Township of Grand Rapids
16-003411	O'Reilly Auto Enterprises LLC vs. City Of Lansing
16-003414	O'Reilly Auto Enterprises LLC vs. Township Of Whitehall
16-003416	ARCP RL Portfolio IV LLC vs. City Of Portage
16-003420	Fifth Third Bank vs. Township Of Berlin
16-003425	Fifth Third Bank vs. Township Of Emmett
16-003427	Fifth Third Bank vs. City Of New Buffalo
16-003433	Fifth Third Bank vs. Township Of Holland
16-003440	Fifth Third Bank vs. City Of Rochester Hills
16-003441	Schwans Shared Services, LLC vs. Township Of Blackman
16-003447	Kinaia Family LLC vs. Township Of Saginaw
16-003455	SUSO 3 Canton LP vs. Township Of Canton
16-003461	Continental 183 Fund LLC vs. Township Of Madison
16-003496	C-III Asset Management LLC vs.

	City Of Auburn Hills
16-003501	Griffin-American Healthcare REIT III Inc vs. City Of Niles
16-003502	Aimco Ramblewood Residential vs. City of Wyoming
16-003510	Childtime Childcare Inc vs. City Of Westland
16-003518	C150 2929 Hannah Lofts LLC vs. Township Of Meridian
16-003519	7-Eleven Inc on behalf of Gluck, Shirley Trust vs. City Of Midland
16-003530	Creative Solutions vs. Township Of Scio
16-003532	7-Eleven Inc on behalf of Southland Corp #27656 vs. City Of Roseville
16-003546	Advance Auto Parts Inc vs. Township Of Otsego
16-003561	ARC Hospitality Portfolio I Owner vs. City Of Walker
16-003564	BFS Retail & Commercial Operations vs. City Of Battle Creek
16-003570	Advance Auto Parts Inc vs. Township Of Flint
16-003604	Quakertown LMT PTNRSHIP vs. City Of Livonia
16-003624	A R C M F H L D M I 001 LLC vs. Township Of Holland
16-003632	Gendell WN Rivertown LLC vs. City Of Grandville
16-003662	Furniture Row COL LLC vs. City Of Portage
16-003664	Furniture Row USA LLC vs. Township Of Delta
16-003670	GFS Marketplace LLC vs. City Of Royal Oak
16-003770	Aldi Inc vs. Township Of Bear Creek
16-003814	Fountains Bronson Place/Owner NT-H vs. Township Of Oshtemo

Prehearing General Call and Order of Procedure  
Page 5 of 5

17-000236	Cav-Core-Allendale LLC vs. Township Of Allendale
17-000250	Sparkle Buggy Wash Inc vs. Township Of Otsego
17-000254	Monroe Bank & Trust vs. Township Of Dundee
17-000341	S4 Cady LLC vs. City Of Northville