

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

NOTICE OF FEBRUARY 1 - 15, 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 1, 2018. The prehearing conferences will be conducted in the Tribunal's courtrooms at 611 W. Ottawa, 2nd 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 04, 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 04, 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 04, 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.

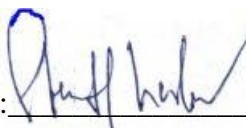
IT IS FURTHER ORDERED that “Post-Valuation Disclosure” discovery is CLOSED on February 01, 2018, which means all discovery has been requested, all motions to compel have been filed and resolved, and all requested or ordered discovery has been exchanged by that date. “Post-Valuation Disclosure” discovery 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.*¹ 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: April 17, 2017

By: 

Steven H. Lasher, Tribunal Chair

¹ See TTR 261 and 215.

CASES ON THE PREHEARING GENERAL CALL:

Case Number	Case Title
16-003342	7-Eleven Inc on behalf of Talavera & Paleczny vs. City Of Gaylord
16-003344	Fifth Third Bank vs. City Of Novi
16-003347	Fifth Third Bank vs. City Of Wixom
16-003348	7-Eleven Store 26309 vs. Township Of Clinton
16-003349	Fifth Third Bank vs. City of Wyoming
16-003353	7-Eleven Inc vs. City Of Bay City
16-003354	Fifth Third Bank vs. City Of Greenville
16-003356	Fifth Third Bank vs. City Of Grand Ledge
16-003359	Fifth Third Bank vs. City Of Novi
16-003362	O'Reilly Auto Enterprises LLC vs. City Of Flint
16-003365	O'Reilly Auto Enterprises LLC vs. City Of Fenton
16-003368	Fifth Third Bank vs. City Of Warren
16-003370	7-Eleven Inc on behalf of Sleder Doris M Trust vs. City Of Traverse City
16-003371	Fifth Third Bank vs. Township Of West Bloomfield
16-003373	Fifth Third Bank vs. Township Of West Bloomfield
16-003376	7-Eleven Inc on behalf of Hasso Michael Revocable Trust vs. City Of Traverse City
16-003377	7-Eleven Inc vs. Township Of Thomas
16-003379	7-Eleven Inc on behalf of Southland Corporation vs. City Of St. Clair Shores

16-003385	O'Reilly Auto Enterprises LLC vs. Township Of Fort Gratiot
16-003388	O'Reilly Auto Enterprises LLC vs. City Of Sturgis
16-003390	O'Reilly Auto Enterprises LLC vs. City Of Swartz Creek
16-003391	O'Reilly Auto Enterprises LLC vs. Township Of St Joseph
16-003396	O'Reilly Auto Enterprises LLC vs. City Of Niles
16-003397	Fifth Third Bank vs. Township Of Saginaw
16-003398	7-Eleven Inc on behalf of Kennedy, Daniel E-Norma M vs. City Of Westland
16-003422	Fifth Third Bank vs. City Of Detroit
16-003436	Sir Properties Trust vs. City Of Ann Arbor
16-003439	Fifth Third Bank vs. City Of Riverview
16-003453	SUSO 4 Stadium LP vs. Township Of Port Huron
16-003504	Mary A Larson Trust vs. City Of Three Rivers
16-003515	7-Eleven Inc on behalf of Southland Corporation vs. City Of Livonia
16-003527	BFS vs. Township Of West Bloomfield
16-003538	Logan's Roadhouse Inc vs. City Of Grandville
16-003553	Logan's Roadhouse Inc vs. City Of Midland
16-003567	National Retail Properties LP vs. City Of Midland
16-003587	KBS Acquisition Sub-Upper Tier Own vs. City Of Dearborn Heights
16-003590	RCG-Lansing LLC vs. City Of Lansing

16-003599	Gordon Food Service on Behalf of Connact Realty LLC vs. City Of Petoskey
16-003622	N America Fuel Systems Remfg LLC vs. City Of Kentwood
16-003627	ARHC WWGDRM 101 LLC vs. City Of Grand Rapids
16-003650	CDC Marysville vs. City Of Marysville
16-003673	Gordon Food Service vs. Township Of Oshtemo
16-003767	Logan's Roadhouse Inc vs. Township Of Holland
16-003807	RCG-Muskegon LLC vs. City Of Muskegon
16-005489	Mulcrone Family Trust vs. City Of St Ignace
17-000187	Socios Properties, LLC vs. City Of Detroit
17-000256	Monroe Bank & Trust vs. Township Of Berlin
17-000266	HCG Portage II LLC vs. City Of Portage