

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

NOTICE OF APRIL 17 - 28, 2017 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 April 17, 2017. 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 February 17, 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 February 17, 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 February 17, 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.

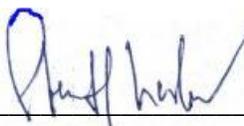
IT IS FURTHER ORDERED that “Post-Valuation Disclosure” discovery is CLOSED on April 17, 2017, which means all discovery has been requested, all motions to compel have been filed and resolved, and all requested or ordered discovery has been exchanged by that date. “Post-Valuation Disclosure” discovery 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: July 1, 2016

By: 

Steven H. Lasher, Tribunal Chair

¹ See TTR 261 and 215.

CASES ON THE PREHEARING GENERAL CALL:

Case Number	Case Title
15-002150	Mission Hills Memorial Gardens Inc vs. Township Of Pokagon
15-003561	7-Eleven, Inc on behalf of Michigan Fuels Properties vs. City Of Warren
15-003563	7-Eleven, Inc on behalf of Jones, Laurence D & Dorothy vs. Township Of Alpine
15-003565	7-Eleven, Inc on behalf of Cunningham, Paul vs. Township Of Chesterfield
15-003569	7-Eleven, Inc on behalf of Saad Bilal vs. Township Of Monroe
15-003574	Darden Restaurants Inc. vs. Township Of Union
15-003830	O'Reilly Automotive Stores Inc vs. City Of Charlevoix
15-003831	O'Reilly Auto Enterprises LLC vs. City Of Charlotte
15-003833	O'Reilly Auto Enterprises LLC vs. Township Of Delta
15-003834	O'Reilly Auto Enterprises LLC vs. Township Of Denton
15-003835	O'Reilly Auto Enterprises LLC vs. Township Of Flint
15-003836	O'Reilly Auto Enterprises LLC vs. City Of Mt Pleasant
15-003837	O'Reilly Auto Enterprises LLC vs. Township Of Fort Gratiot
15-003838	O'Reilly Auto Enterprises LLC vs. Township Of Otsego
15-003839	O'Reilly Auto Enterprises LLC vs. Township Of Handy
15-003841	O'Reilly Auto Enterprises LLC vs. City Of Marysville
15-003842	O'Reilly Auto Enterprises LLC vs. Township Of Kalkaska

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15-003843	O'Reilly Auto Enterprises LLC vs. Township Of Pennfield
15-003845	O'Reilly Auto Enterprises LLC vs. City Of Lowell
15-003846	O'Reilly Auto Enterprises LLC vs. Township Of St Joseph
15-003847	O'Reilly Auto Enterprises LLC vs. City Of Ironwood
15-003848	Fifth Third Bank vs. City Of Grand Rapids
15-003849	Fifth Third Bank vs. City Of Norton Shores
15-003850	O'Reilly Auto Enterprises LLC vs. City Of Hastings
15-003851	Fifth Third Bank vs. City Of Portage
15-003852	Fifth Third Bank vs. City Of Livonia
16-000497	JS Housing LLC vs. Township Of Scio
16-000506	Country Corner Shopping Center, LLC vs. City Of Southfield
16-000518	Southfield Towers vs. City Of Southfield
16-000541	The Kroger Co. of Michigan vs. Township of Lyon
16-000604	Ecumenical Center and Int Ecumenical Center and International Residence vs. City Of Ann Arbor
16-000615	Manthei, Inc. vs. Township Of Resort
16-000630	Gregory & Marsha Main vs. City Of Southfield
16-000709	Jack & Pam Rea Holdings LLC vs. City Of Westland
16-000748	Co-Op Services CU/Zeal CU vs. City Of Westland
16-000758	4270 W Vienna Rd, LLC vs. Township Of Vienna
16-000897	Bay View Association vs.

	Township Of Bear Creek,Michigan Department of Treasury
16-000991	Woodward Development Company LLC vs. City Of Birmingham
16-001397	AH Southfield 118 LLC vs. City Of Southfield
16-001400	AH Southfield 232 LLC vs. City Of Southfield
16-001402	AH Southfield 55 LLC vs. City Of Southfield
16-001517	Southfied Business Center, Inc. vs. City Of Southfield
16-001542	Auto Club Insurance Association vs. City Of Dearborn
16-001759	Ford Wyoming Drive In, Inc. vs. City Of Dearborn
16-001797	O.I.L. Energy Corporation vs. Township Of Hayes
16-001861	TACO Holdings LLC,City Of Southfield vs.
16-001927	Autozone Development LLC/Autozone #4371 vs. Township Of Scio
16-002116	Independent Bank vs. Township Of Boston
16-002121	Independent Bank vs. Township Of Vienna
16-002157	Arab Community Center for Economic & Social Services a/k/a ACCESS vs. City Of Dearborn
16-002332	J.C. Penney Corp vs. Township Of Garfield