

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

NOTICE OF MAY 1 - 15, 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 May 1, 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 March 03, 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 March 03, 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 March 03, 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.

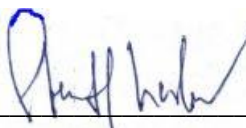
IT IS FURTHER ORDERED that “Post-Valuation Disclosure” discovery is CLOSED on May 01, 2017, which means all discovery has been requested, all motions to compel have been filed and resolved, and all requested or ordered discovery has been exchanged by that date. “Post-Valuation Disclosure” discovery is 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 18, 2016

By: 

Steven H. Lasher, Tribunal Chair

¹ See TTR 261 and 215.

CASES ON THE PREHEARING GENERAL CALL:

Case Number	Case Title
15-003857	Advance Stores Company Inc vs. City Of Greenville
15-003859	Foremost Insurance Company vs. Township Of Caledonia
15-003870	Fifth Third Bank vs. City Of Grand Rapids
15-003908	Cinemark USA Inc vs. Township Of Flint
15-003913	O'Reilly Auto Enterprises LLC vs. City Of Portage
15-003914	Carmax Auto Superstores, Inc vs. City Of Kentwood
15-003917	Fifth Third Bank vs. City Of Marine City
15-003920	Fifth Third Bank vs. City Of Westland
15-003923	HPT TA Properties Trust vs. Township Of Scio
15-003925	Fifth Third Bank vs. City Of Walker
15-003928	Fifth Third Bank vs. Township Of Muskegon
15-003934	Fifth Third Bank vs. Township Of Milford
15-003937	Fifth Third Bank vs. Township Of Delta
15-003940	Fifth Third Bank vs. Township Of Comstock
15-003948	GFS Marketplace LLC vs. City Of Petoskey
15-003949	Red Lobster Restaurants, LLC vs. City Of Portage
15-003954	FC Farmington Place LLC vs. City Of Farmington
15-003959	Furniture Row USA LLC vs. Township Of Delta
15-003960	Charter One Bank NA vs.

	Township Of Chesterfield
15-003962	Sycamore House LLC vs. City Of Durand
15-003965	RW Student Housing LLC vs. Township Of Bath
15-003966	Red Lobster Restaurants, LLC vs. Township Of Frenchtown
15-003971	Red Lobster Restaurants, LLC vs. Township Of Union
15-003983	Southfield HS Development, LLC vs. City Of Southfield
15-003985	GMRI Inc vs. City Of Livonia
16-000819	First Street Lofts LLC vs. City Of Flint
16-000824	Serra Works of Court St LLC vs. City Of Burton
16-001163	Target Corporation vs. Township Of Bangor
16-001317	J C Penney Corporation Inc vs. City Of Portage
16-001571	Consumers Energy Company/EP-10 Property vs. Township Of Port Sheldon
16-001763	Jordan Development Company, LLC vs. Township Of Briley
16-001856	South Flint Plaza LLC vs. City Of Flint
16-001951	Sterling On Oakland LLC vs. City Of Portage
16-002396	MIC Limited vs. City Of Flint
16-002400	Lakeside Hotels LLC / Holiday Inn Express vs. Township Of Chesterfield
16-002430	2341 Dort Hwy LLC vs. City Of Flint
16-002455	Josephina Finazzo vs. Township Of Grosse Ile
16-002646	Green St./Thornapple Investments III LLC vs. City Of Hastings