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7 Attorneys for Plaintiff

8 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
9 IN THE ARIZONA TAX COURT

10 DE LAGE LANDEN FINANCIAL
11 SERVICES, INC. a foreign corporation,

12 Plaintiff,

13 v.

14 COCHISE COUNTY, a political subdivision
15 of the State of Arizona,

16 Defendant.

Case No.: TX2019-000694

STIPULATED JUDGMENT

(Title 42)

(Assigned to the Honorable Danielle
Viola)

17 The parties have settled this appeal and stipulated to the entry of Judgment as set
18 forth herein. Accordingly,

19 **IT IS ORDERED, ADJUDGED AND DECREED,**

20 1. That the property that is the subject of this action is that property identified
21 by the Cochise County business personal property account numbers B18-0000142 and
22 B18-0000143 for the 2019 tax year (the "Subject Property").

23 2. That the full cash value of the Subject Property shall be changed from
24 \$1,083,152 to \$49,558 for the 2019 tax year, broken down by property account number as
25 follows:

- 26 • For B18-0000142, the full cash value shall be reduced to \$19,282 for tax
27 year 2019; and
- 28 • For B18-0000143, the full cash value shall be reduced to \$30,276 for tax

1 year 2019.

2 3. That, pursuant to A.R.S. § 42-16215, Defendant shall correct the property

3 tax roll for tax year 2019 for the Subject Property to reflect the terms of this Judgment.

4 Plaintiff is responsible for timely payment of taxes for the subject tax year.

5 5. That the 2020 personal property taxes shall be determined based upon the

6 full cash value pursuant to A.R.S. § 42-13304(2).

7 6. The reduction in the tax year 2019 full cash value shall not be the Subject

8 Property’s full cash value for the 2020 tax year.

9 7. That, as a result of the reduction in full cash and limited property values of

10 the Subject Property, for the 2019 tax year, Defendant Cochise County shall pay to

11 Plaintiff’s attorney’s trust account for the 2019 tax refund, if any, an amount equal to any

12 such excess taxes levied, assessed, and paid on the Subject Property, plus interest at the

13 legal rate pursuant to A.R.S. § 42-16214(A)(3), payable from the date(s) of overpayment

14 until the Judgment is paid in full.

15 8. That the above amounts shall be calculated by the Cochise County

16 Treasurer and shall be paid by Cochise County.

17 9. That the parties shall each bear their own costs, expert witness expenses,

18 and attorneys’ fees.

19 10. That the valuation above is the product of settlement and shall not be used

20 for any other purpose except as determination of value for the tax year indicated above.

21 11. That no further matters remain pending. This Judgment is entered pursuant

22 to Rule 54(c), Arizona Rules of Civil Procedure.

23 DONE IN OPEN COURT on _____, 2020.

24
25 _____
26 Honorable Danielle Viola
27 Judge of the Arizona Tax Court

28 **APPROVED AS TO FORM
AND SUBSTANCE:**

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