

1 Douglas S. John (#021150)
2 **FRAZER, RYAN, GOLDBERG & ARNOLD, L.L.P.**
3 1850 North Central Avenue, Suite 1800
4 Phoenix, AZ 85004
5 Telephone: (602) 277-2010
6 Facsimile: 602) 277-2595
7 Email: djohn@frgalaw.com

8 Attorneys for Plaintiff

9 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**

10 **IN THE ARIZONA TAX COURT**

11 MBSA-SV, LLC, an Arizona limited liability
12 company,

13 Plaintiff,

14 v.

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

17 Defendant.

Case No.: TX2023-000259

NOTICE OF SETTLEMENT

(Title 42)

(Assigned to the Honorable Sara J.
Agne)

18 Pursuant to Rule 5.3(d) A.R.C.P., Plaintiff hereby notifies the Court that the
19 parties have reached a settlement of this matter pending and subject to, as applicable,
20 review and approval by the Cochise County Board of Supervisors (“Board”) in
21 accordance with A.R.S. § 11-251(14). The settlement recommendation is void in the
22 event the necessary approvals and authorization are not received. In addition, the
23 proposed settlement is conditioned upon agreement by the parties on the terms of a
24 stipulated judgment to be submitted to the Court.

25 Accordingly, Plaintiff requests that the Court place this matter on the dismissal
26 calendar for dismissal on a date no fewer than 90 days after the date of this notice to
27 allow the parties sufficient time to obtain the necessary approvals and authorization and,
28 if those approvals and authorization are obtained, to complete the necessary settlement
documentation and form of stipulated judgment.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated this 21st day of March, 2024.

FRAZER RYAN GOLDBERG & ARNOLD, LLP

By: /s/ Douglas S. John
Douglas S. John
Attorneys for Plaintiff

ORIGINAL of the foregoing electronically
filed with the Clerk of the Superior Court,
Maricopa County

COPY of the foregoing electronically
served this 21st day of March 2024 to:

Paul Correa
Cochise County Attorney's Office
P.O. Drawer CA
Bisbee, Arizona 85603
PCorrea@cochise.az.gov
Attorneys for Defendant

By: /s/ Paige Kleinwolverink