

CLERK OF THE COURTS			ONLINE DOCKET			ELECTRONIC CASE SEARCH		
INDIANA SUPREME COURT			INDIANA COURT OF APPEALS			INDIANA TAX COURT		
Litigant Inquiry			Docket Inquiry			Back to Menu		

Case Number: 49 T 10 - 0703 - TA - 00019
 LAKE COUNTY ASSESSOR, ETAL., V. UNITED STATES STEEL CORP.

Litigant Inquiry

LAKE COUNTY ASSESSOR 1 of 7

Attorney Number	Name and Address	Phone Number	Fax Number
4628 45	DULL, JOHN STEPHEN P.O. BOX 14058, MERRILLVILLE, IN 46411-0000	219-644-7172	
6503 45	POPP, BRIAN PHILLIP 200 EAST 80TH PLACE, SUITE 200 MERRILLVILLE, IN 46410-0000	219-756-7677	

CALUMET TOWNSHIP ASSESSOR 2 of 7

Attorney Number	Name and Address	Phone Number	Fax Number
9479 45	MCDOWELL, DOCK 7895 BROADWAY, SUITE C, CHAPEL PLAZA MERRILLVILLE, IN 46410-0000	219-736-7473	

LAKE COUNTY PROPERTY TAX BOARD OF 3 of 7

Attorney Number	Name and Address	Phone Number	Fax Number
No Records Found			

UNITED STATES STEEL CORPORATION 4 of 7

Attorney Number	Name and Address	Phone Number	Fax Number
17169 49	ATHERTON, THOMAS MICHAEL 111 MONUMENT CIRCLE, SUITE 2700 INDIANAPOLIS, IN 46204-0000	317-684-5348	
22128 49	SUESS, DAVID ALEXANDER 111 MONUMENT CIRCLE, SUITE 2700 INDIANAPOLIS, IN 46204-0000	317-684-5112	

INDIANA BOARD OF TAX REVIEW 5 of 7

Attorney Number	Name and Address	Phone Number	Fax Number
4150 64	CARTER, STEPHEN R. OFFICE OF ATTORNEY GEN., IGCS, 5TH F LOOR INDIANAPOLIS, IN 46204-2770	317-232-4866	

CHARLES C. MEEKER 6 of 7

Attorney Number	Name and Address	Phone Number	Fax Number
No Records Found			

CHARLES RAYNAL 7 of 7

Attorney Number	Name and Address	Phone Number	Fax Number
No Records Found			

Docket Inquiry

DATE	TEXT
3/29/07	NOTICE OF APPEARANCE BY BRIAN P. POPP AND JOHN S. DULL, ATTYS FOR PETITIONERS (2) CERTIFICATE OF SERVICE (2) MAIL ED
3/29/07	PETITIONER'S MOTION FOR LEAVE TO FILE UNDER SEAL VERIFIED PETITION FOR JUDICIAL REVIEW OF FINAL DETERMINATION OF THE INDIANA BOARD OF TAX REVIEW (2) PROOF OF SERVICE (2) MAIL ED
3/29/07	****RECEIVED: VERIFIED PETITION FOR REVIEW (4) **PENDING PETITION TO FILE UNDER SEAL** ED
3/30/07	SUMMONS SENT TO: DAVID SUESS, ESQ. THOMAS M. ATHERTON, ESQ. ED
3/29/07	NOTICE OF APPEARANCE BY DOCK MCDOWELL, JR., ATTY. FOR THE PETITIONER (2) CERTIFICATE OF SERVICE (2) MAIL **CALUMET TOWNSHIP ASSESSOR** ED
4/02/07	ISSUED THE ENCLOSED ORDER:
4/02/07	THE COURT, HAVING CONSIDERED THE SAME AND FINDING IT TO BE WELL-TAKEN, NOW GRANTS THE MOTION, ACCEPTS THE VERIFIED PETITION FOR JUDICIAL REVIEW AS FILED UNDER SEAL AS OF THE DATE IT WAS FILED WITH THE CLERK OF THE TAX COURT AND ORDERS THAT THE VERIFIED PETITION, INCLUDING ITS ATTACHMENTS, BE: 1. UNAVAILABLE TO THE PUBLIC AND ACCESSIBLE ONLY TO JUDICIAL PERSONNEL NEEDING ACCESS TO THE VERIFIED PETITION. 2. ALL PLEADINGS, ORERS, AND OTHER MATERIALS FILED BY ANY PARTY OR ENTERED BY THE COURT THAT REVEAL CONFIDENTIAL CONTENT OF THE VERIFIED PETITION SHALL BE FILED AND MAINTAINED UNDER SEAL. 3. THE VERIFIED PETITION SHALL REMAIN UNDER SEAL AND CONFIDENTIAL, AND SHALL NOT BE MADE AVAILABLE UNTIL FURTHER ORDER OF THIS COURT. THOMAS G. FISHER, JUDGE ED
4/03/07	***** ABOVE ENTRY MAILED *****

3/29/07 VERIFIED PETITION FOR REVIEW OF FINAL DETERMINATION OF THE
INDIANA BOARD OF TAX REVIEW (4) ED
*****FILED UNDER SEAL*****

4/03/07 ****NOTE: VERIFIED PETITION PLACED IN THE SEALED CABINET*****

4/09/07 RETURN RECEIPT FROM: THOMAS ATHERTON
DAVID SUESS ED

4/25/07 PETITIONER'S MOTION FOR ADDITIONAL TIME TO FILE CERTIFIED COPY
OF ADMINISTRATIVE RECORD(2) PROOF OF SERVICE(2) MAIL YL

4/27/07 ISSUED THE ENCLOSED ORDER:
4/27/07 THE PETITIONERS HAVE FILED A MOTION FOR ADDITIONAL TIME TO
FILE CERTIFIED COPY OF ADMINISTRATIVE RECORD WITH THE COURT.
THE COURT HAVING CONSIDERED THE SAME AND FINDING THAT
PETITIONERS HAVE SHOWN GOOD CAUSE, GRANTS THE MOTION. THE
COURT THEREFORE ORDER PETITIONERS TO FILE THE CERTIFIED COPY OF
THE ADMINISTRATIVE RECORD WITH THE COURT ON OR BEFORE
MAY 10, 2007.
THOMAS G. FISHER, JUDGE GP

4/27/07 ***** ABOVE ENTRY MAILED *****

4/27/07 NOTICE OF APPEARANCE BY THOMAS M. ATHERTON & DAVID A. SUESS,
ATTY'S FOR THE RESPONDENT (2) CERTIFICATE OF SERVICE (2) MAIL GP

4/27/07 RESPONDENT'S ANSWER (2) PROOF OF SERVICE (2) MAIL GP

4/27/07 RESPONDENT'S MOTION FOR SUMMARY JUDGMENT ON COUNT 1 OF
VERIFIED PETITION FOR JUDICIAL REVIEW OF A FINAL DETERMINATION
OF THE INDIANA BOARD OF TAX REVIEW (2) MEMORANDUM IN SUPPORT
(2) CERTIFICATE OF SERVICE (2) MAIL GP

5/01/07 ISSUED THE ENCLOSED ORDER:
5/01/07 THE COURT, NOTING THAT THIS CASE IS AT ISSUE, FINDS THE
SAME SHOULD BE SET FOR A CASE MANAGEMENT CONFERENCE.
ACCORDINGLY, A TELEPHONIC CASE MANAGEMENT CONFERENCE IS SET
FOR MONDAY, THE 21ST DAY OF MAY, 2007 AT 10:30 A.M. EDT. THE
COURT WILL INITIATE THE CALL.
THOMAS G. FISHER, JUDGE ED

5/01/07 ***** ABOVE ENTRY MAILED *****

4/30/07 VERIFIED PETITION FOR LIMITED ADMISSION (2) CERTIFICATE OF
SERVICE (2) MAIL *CHARLES C. MEEKER* ED

5/02/07 ISSUED THE ENCLOSED ORDER:
5/02/07 IT IS THEREFORE ORDERED THAT CHARLES C. MEEKER IS GRANTED
LEAVE TO APPEAR PRO HAC VICE ON BEHALF OF LAKE COUNTY ASSESSOR.
THOMAS G. FISHER, JUDGE ED

5/03/07 ***** ABOVE ENTRY MAILED *****

5/07/07 PETITIONER'S MOTION FOR ADDITIONAL TIME TO FILE CERTIFIED
COPY OF ADMINISTRATIVE RECORD (2) PROOF OF SERVICE (2)
MAIL ED

5/11/07 NOTICE OF TEMPORARY ADMISSION AND FEES PAID FOR 2007 WITH THE
ROLL OF ATTORNEYS FOR **CHARLES C. MEEKER. DL

5/09/07 ISSUED THE ENCLOSED ORDER:
5/09/07 THE COURT THEREFORE ORDERS PETITIONERS TO FILE THE CERTIFIED
COPY OF THE ADMINISTRATIVE RECORD WITH THE COURT ON OR BEFORE
JUNE 11, 2007.
THOMAS G. FISHER, JUDGE ED

5/14/07 ***** ABOVE ENTRY MAILED *****

5/23/07 COME NOW THE PARTIES, BY COUNSEL, FOR TELEPHONIC CASE
MANAGEMENT CONFERENCE. CONFERENCE HELD. THE PETITIONERS HAVE
TO AND INCLUDING JUNE 15, 2007, TO FILE RESPONSE TO RESPONDENT'S
MOTION FOR SUMMARY JUDGMENT AS TO COUNT I OF THE PETITIONER'S

PETITION.

FURTHER, THE COURT ORDERS THE FOLLOWING BRIEFING SCHEDULE ON THE REMAINING ISSUES: PETITIONERS SHALL FILE THEIR BRIEFS ON OR BEFORE JULY 31, 2007, AND THE RESPONDENT SHALL FILE ITS BRIEF ON OR BEFORE SEPTEMBER 17, 2007. THE PETITIONER SHALL FILE ITS REPLY BRIEF ON OR BEFORE OCTOBER 17, 2007. THE COURT WILL THEREAFTER ENTER FURTHER ORDERS.

THOMAS G. FISHER, JUDGE ED

5/23/07 ***** ABOVE ENTRY MAILED *****

5/25/07 PETITIONER'S NOTICE OF FILING CERTIFIED COPY OF RECORD (2)
PROOF OF SERVICE (2) MAIL ED

5/25/07 PETITIONER'S MOTION FOR LEAVE TO FILE UNDER SEAL CERTIFIED
COPY OF RECORD (2) PROOF OF SERVICE (2) MAIL ED

5/25/07 ****RECEIVED: CERTIFIED RECORD OF ADMINISTRATIVE PROCEEDINGS
(8) EIGHT VOLUMES ****UNDER SEAL***** ED

5/29/07 ISSUED THE ENCLOSED ORDER:

5/29/07 THE COURT, HAVING CONSIDERED THE SAME AND FINDING IT TO BE
WELL-TAKEN, NOW GRANTS THE MOTION, ACCEPTS THE CERTIFIED COPY
OF THE INDIANA BOARD OF TAX REVIEW'S RECORD AS FILED UNDER
SEAL AS OT THE DATE IT WAS FILED WITH THE CLERK OF THE TAX
COURT AND ORDER THAT THE RECORD BE:

1. UNAVAILABLE TO THE PUBLIC AND ACCESSIBLE ONLY TO JUDICIAL
PERSONNEL NEEDING ACCESS TO THE COMPLETE RECORD.
2. ALL PLEADINGS, ORDERS AND OTHER MATERIALS FILED BY ANY
PARTY OR ENTERED BY THE COURT THAT REVEAL CONFIDENTIAL CONTENT
OF THE RECORD SHALL BE FILED AND MAINTAINED UNDER SEAL.
3. THE COMPLETE RECORD SHALL REMAIN UNDER SEAL AND CONFIDENTIAL
AND SHALLNOT BE MADE AVAILABLE TO ANYONE UNTIL FURTHER ORDER OF
THIS COURT.

THOMAS G. FISHER, JUDGE ED

5/25/07 EIGHT VOLUME (8) CERTIFIED RECORD OF ADMINISTRATIVE PROCEEDINGS
UNDER SEAL** ED

6/05/07 PETITIONER'S MOTION REQUESTING COURT TO SEAL RESPONDENT'S MOTION
FOR SUMMARY JUDGMENT AND MEMORANDUM IN SUPPORT OF MOTION FOR
SUMMARY JUDGEMENT (2) CERTIFICATE OF SERVICE (2) MAIL 6/5/07 GP

6/06/07 ISSUED THE ENCLOSED ORDER:

6/06/07 THE COURT, HAVING CONSIDERED THE SAME AND FINDING IT TO BE
WELL-TAKEN, NOW GRANTS THE MOTION, AND ORDERS THAT THE
RESPONDENT'S MOTION FOR SUMMARY JUDGMENT AND MEMORANDUM IN
SUPPORT OF ITS MOTION FOR SUMMARY JUDGMENT BE FILED UNDER
SEAL AS OF THE DATE IT WAS FILED WITH THE CLERK OF THE TAX
COURT.

THOMAS G. FISHER, JUDGE ED

6/06/07 ***** ABOVE ENTRY MAILED *****

6/06/07 RESPONDENT'S MOTION FOR SUMMARY JUDGMENT AND MEMORANDUM IN
SUPPORT OF ITS MOTION FOR SUMMARY JUDGMENT FILED 4/27/07 PER
ABOVE ORDER *****IS FILED UNDER SEAL***** ED

6/07/07 PETITIONER'S MEMORANDUM IN OPPOSITION TO RESPONDENT'S
MOTION FOR PARTIAL SUMMARY JUDGMENT (2) PROOF OF SERVICE (2)
MAIL ED

6/11/07 ISSUED THE ENCLOSED ORDER:

6/11/07 THE RESPONDENT HAS FILED ITS "MOTION FOR SUMMARY JUDGMENT ON
COURT 1 OF VERIFIED PETITION FOR JUDICIAL REVIEW OF A FINAL
DETERMINATION OF THE INDIANA BOARD OF TAX REVIEW," AND THE
PETITIONERS HAVE FILED THEIR MEMORANDUM IN OPPOSITION THERETO.

THE COURT, BEING DULY ADVISED, NOW SETS SAID MOTION FOR HEARING.

ACCORDINGLY, RESPONDENT'S MOTION FOR PARTIAL SUMMARY JUDGMENT IS SET FOR HEARING FRIDAY, THE 27TH DAY OF JULY, 2007 AT 1:00 P.M. CDT IN THE LAKE COUNTY GOVERNMENT CENTER, 2293 NORTH MAIN STREET, CROWN POINT, INDIANA.

THOMAS G. FISHER, JUDGE GP

6/11/07 ***** ABOVE ENTRY MAILED *****

6/12/07 ****NOTE: LETTER FROM APPELLANT COPY SENT TO TAX COURT ED

6/13/07 RESPONDENT'S MOTION TO CONTINUE THE HEARING DATE ON RESPONDEN'S MOTION FOR SUMMARY JUDGMENT ON COUNT I OF VERIFIED PETITION (2) PROOF OF SERVICE (2) MAIL ED

6/26/07 ISSUED THE ENCLOSED ORDER:

6/26/07 ACCORDINGLY, RESPONDENT'S MOTION FOR PARTIAL SUMMARY JUDGMENT IS NOW SET FOR HEARING ON AUGUST 2, 2007, AT 1:30 P.M. IN ROOM 413, STATE HOUSE, INDIANAPOLIS, INDIANA.

THOMAS G. FISHER, JUDGE ED

6/26/07 ***** ABOVE ENTRY MAILED *****

6/26/07 RESPONDENT'S MOTION FOR LEAVE TO FILE REPLY BRIEF IN SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT (2) PROOF OF SERVICE (2) MAIL ED

6/26/07 ****RECEIVED: RESPONDENT'S REPLY BRIEF IN SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT (2) PROOF OF SERVICE (2) MAIL ED

7/16/07 ****RECEIVED: PETITIONER'S SURREPLY IN OPPOSITION TO US STEEL'S MOTION FOR PARTIAL SUMMARY JUDGMENT (2) PROOF OF SERVICE (2) MAIL ED

7/16/07 PETITIONER'S MOTION FOR LEAVE TO FILE SURREPLY BRIEF OF PETITIONERS IN OPPOSITION TO U.S. STEEL'S MOTION FOR PARTIAL SUMMARY JUDGMENT (2) PROOF OF SERVICE (2) MAIL ED

7/17/07 ISSUED THE ENCLOSED ORDER:

7/17/07 THE COURT, BEING DULY ADVISED, NOW GRANTS THE MOTION. ACCORDINGLY, IT IS:
ORDERED, THAT RESPONDENT, US STEEL, IS GRANTED LEAVE TO FILE ITS REPLY BRIEF IN SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT, AND IT IS FURTHER
ORDERED, THAT THE REPLY BRIEF OF RESPONDENT US STEEL IN SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT IS DEEMED FILED AS OF THE DATE OF THIS ORDER.
THOMAS G. FISHER, JUDGE ED

7/18/07 ***** ABOVE ENTRY MAILED *****

7/17/07 RESPONDENT'S REPLY BRIEF IN SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT (2) PROOF OF SERVICE (2) MAIL ED

7/20/07 ISSUED THE ENCLOSED ORDER:

7/20/07 ACCORDINGLY, IT IS :
ORDERED, THAT PETITIONERS BE GRANTED LEAVE TO FILE THEIR SURREPLY IN OPPOSITION TO THE MOTION FOR PARTIAL SUMMARY JUDGMENT, AND IT IS FURTHER
ORDERED, THAT THE SURREPLY IS DEEMED FILED AS OF THE DATE OF THIS ORDER.
THOMAS G. FISHER, JUDGE ED

7/23/07 ***** ABOVE ENTRY MAILED *****

7/20/07 PETITIONER'S SURREPLY IN OPPOSITION TO US STEEL'S MOTION FOR PARTIAL SUMMARY JUDGMENT (2) PROOF OF SERVICE (2) MAIL ED

7/27/07 PETITIONER'S BRIEF SUPPORTING REVERSAL OF THE INDIANA BOARD'S

FINAL DETERMINATION (2) CERTIFICATE OF SERVICE (2) MAIL
FILED UNDER SEAL GP

8/07/07 ISSUED THE ENCLOSED ORDER:
8/07/07 COME NOW THE PARTIES, BY COUNSEL, FOR HEARING ON RESPONDENT'S
PARTIAL MOTION FOR SUMMARY JUDGMENT. HEARING HELD. THE COURT,
BEING DULY ADVISED, NOW TAKES THIS CAUSE UNDER ADVISEMENT.
THOMAS G. FISHER, JUDGE ED

8/07/07 ***** ABOVE ENTRY MAILED *****

9/17/07 RESPONDENT'S BRIEF IN OPPOSITION TO PETITIONER'S BRIEF (2)
PROOF OF SERVICE (2) MAIL ***FILED UNDER SEAL*** ED

9/19/07 ISSUED THE ENCLOSED ORDER IN THE FORM OF OPINION:
9/19/07 2007 TERM
THE COURT NOW GRANTS US STEEL'S MOTION FOR PARTIAL
SUMMARY JUDGMENT. --- FISHER, J.
NOT FOR PUBLICATION
10 PAGES MS

9/19/07 ***** ABOVE ENTRY MAILED *****

10/15/07 PETITIONER'S REPLY BRIEF (2) PROOF OF SERVICE (2) MAIL
FILED UNDER SEAL ED

10/19/07 ISSUED THE ENCLOSED ORDER:
10/19/07 THE PARTIES, BY COUNSEL HAVING FILED BRIEFS AND THE COURT,
BEING DULY ADVISED IN THE PREMSIES, NOW SETS THIS MATTER FOR
ORAL ARGUMENT.
ACCORDINGLY, ORAL ARGUMENT IN THIS CAUSE WILL BE HELD MONDAY
THE 10TH DAY OF DECEMBER, 2007 AT 9:30 A.M. IN ROOM 413, STATE
HOUSE, INDIANAPOLIS, INDIANA.
THOMAS G. FISHER, JUDGE ED

10/22/07 ***** ABOVE ENTRY MAILED *****

10/24/07 MOTION TO CONTINUE THE DECEMBER 10, 2007 ORAL ARGUMENT (2)
CERTIFICATE OF SERVICE (2) BY MAIL 10-24-07 LH

10/31/07 ISSUED THE ENCLOSED ORDER:
10/31/07 THE COURT, BEING DULY ADVISED, NOW GRANTS THE MOTION.
ACCORDINGLY, ORAL ARGUMENT ON THE REMAINING ISSUES IN THE
ABOVE CAPTIONED CASE IS NOW SET FOR DECEMBER 21, 2007, AT 9:30
A.M. IN ROOM 413, STATE HOUSE, INDIANAPOLIS, INDIANA.
THOMAS G. FISHER, JUDGE ED

10/31/07 ***** ABOVE ENTRY MAILED *****

1/02/08 ISSUED THE ENCLOSED ORDER:
1/02/08 COME NOW THE PARTIES, BY COUNSEL, FOR ORAL ARGUMENT. ORAL
ARGUMENT HELD. THE COURT, BEING DULY ADVISED, NOW TAKES THIS
MATTER UNDER ADVISEMENT. THE PARTIES WAIVE THE PROVISIONS
OF TRIAL RULES 53.1 AND 53.2.
THOMAS G. FISHER, JUDGE ED

1/02/08 ***** ABOVE ENTRY MAILED *****

1/11/08 ****NOTE: RENEWAL NOTICE OF TEMPORARY ADMISSION AND FEES PAID
FOR 2008 WITH THE ROLL OF ATTORNEYS FOR **CHARLES C. MEEKER. DL

6/27/08 ISSUED THE ENCLOSED ORDER:
6/27/08 COMES NOW THE COURT, SUA SPONTE, AND FINDS AS FOLLOWS:
THE ABOVE-CAPTIONED CASE IS CURRENTLY UNDER ADVISEMENT WITH
THE COURT, HAVING BEEN BOTH BRIEFED AND ARGUED IN OPEN COURT;
THE CERTIFIED ADMINISTRATIVE RECORD FILED IN THE CASE
INDICATES THAT THE INDIANA BOARD OF TAX REVIEW FINAL DETER-
MINATION FROM WHICH THE PETITIONER APPEALS IS SIGNED BY ONLY ONE
COMMISSIONER, MS. BETSY BRAND;
PURSUANT TO STATUTE, "TWO () MEMBERS OF THE INDIANA BOARD

CONSTITUTE A QUORUM FOR THE TRANSACTION OF BUSINESS. ACTION MAY BE TAKEN BY THE INDIANA BOARD ONLY UPON THE VOTE OF A MAJORITY OF THE WHOLE BOARD." IND. CODE ANN. 6-1.5-2-1 (WEST 2008); ACCORD MILLER V. GIBSON COUNTY SOLID WASTE MGMT. DIST., 622 N.E.2D 248, 259 (IND. TAX CT. 1993) (INDICATING THAT BY ACTING THROUGH ONLY ONE ITS COMMISSIONERS, THE INDIANA BOARD HAS ACTED IN EXCESS OF ITS STATUTORY AUTHORITY). IT WOULD APPEAR, THEREFORE, THAT THE COURT IS WITHOUT SUBJECT MATTER JURISDICTION IN THIS CASE, THERE BEING NO VALID FINAL DETERMINATION BEFORE IT. SEE GOLDSTEIN V. INDIANA DEP'T OF LOCAL GOV'T FIN., 876 N.E.2D 391, 394 (IND. TAX CT. 2007) (STATING THAT THE LACK OF A FINAL DETERMINATION FROM THE INDIANA BOARD OF TAX REVIEW ACTS TO DEPRIVE THE TAX COURT OF SUBJECT MATTER JURISDICTION IN THIS CASE); STATE BD. OF TAX COMM'RS V. ISPAT INDLAND, 784 N.E.2D 477, 481 (IND. 2003) (STATING THAT IF A COURT DOES NOT HAVE SUBJECT MATTER JURISDICTION, ANY JUDGMENT IT RENDERS IS VOID). BEFORE IT TAKES ANY FURTHER ACTING, HOWEVER, THE COURT INSTRUCTS THE PARTIES AND/OR THEIR COUNSEL TO CONFER AND THEN FILE A JOINT STATUS REPORT WITH THE COURT. THE STATUS REPORT, TO BE FILED WITHIN FIFTEEN (15) DAYS OF THE ISSUANCE OF THIS ORDER, SHOULD PROVIDE A POSSIBLE RESOLUTION ON THE ISSUE SO AS TO AVOID DISMISSAL.

THOMAS G. FISHER, JUDGE MS

6/27/08 ***** ABOVE ENTRY MAILED *****

7/14/08 JOINT STATUS REPORT (2) CERTIFICATE OF SERVICE (2) MAIL ED

7/21/08 ISSUED THE ENCLOSED ORDER:

7/21/08 THE PARTIES HAVING FILED THEIR JOINT STATUS REPORT IN RESPONSE TO THE COURT'S ORDER OF JUNE 27, 2008, AND THE COURT, HAVING CONSIDERED THE SAME, NOW SCHEDULES THIS MATTER FOR A TELEPHONIC STATUS CONFERENCE. SAID CONFERENCE WILL BE HELD MONDAY, THE 11TH DAY OF AUGUST, 2008, AT 10:00 A.M. EDT. THE COURT WILL INITIATE THE CALL.

THOMAS G. FISHER, JUDGE ED

7/21/08 ***** ABOVE ENTRY MAILED *****

8/19/08 ISSUED THE ENCLOSED ORDER:

8/19/08 COME NOW THE PARTIES, BY COUNSEL, FOR TELEPHONIC STATUS CONFERENCE. CONFERENCE HELD. THE COURT, HAVING CONSIDERED THE SAME, NOW TAKES THIS MATTER UNDER ADVISEMENT.

THOMAS G. FISHER, JUDGE ED

8/19/08 ***** ABOVE ENTRY MAILED *****

8/21/08 ISSUED THE ENCLOSED ORDER:

8/21/08 COME NOW THE PARTIES, BY COUNSEL, FOR A TELEPHONIC STATUS CONFERENCE. CONFERENCE HELD. THE COURT, BEING DULY ADVISED, NOW GRANTS LEAVE TO THE PARTIES TO REQUEST FROM THE INDIANA BOARD OF TAX REVIEW EVIDENCE REFLECTING THE VOTE OF ITS COMMISSIONERS ON THE FINAL DETERMINATION AT ISSUE IN THIS CASE. EVIDENCE IS TO BE SUBMITTED TO COURT WITHIN 30 DAYS OF THIS ORDER. IF EVIDENCE CANNOT BE SUBMITTED BY THAT DATE, THE PARTIES ARE TO FILE A JOINT STATUS REPORT WITH THE COURT.

THOMAS G. FISHER, JUDGE ED

8/22/08 ***** ABOVE ENTRY MAILED *****

8/21/08 NOTICE OF CHANGE OF FIRM ADDRESS (2) *ATTYS. THOMAS ATHERTON & DAVID SUESS, BOSE MCKINNEY & EVANS* MS

9/16/08 RESPONSE TO AUGUST 21, 2008 TAX COURT ORDER REQUESTING EVIDENCE
OF VOTE OF INDIANA BOARD OF TAX REVIEW (2) CERTIFICATE OF
SERVICE (2) MAIL ED

1/02/09 ****NOTE: RENEWAL NOTICE OF TEMP. ADMISSION AND FEES PAID FOR
2009 WITH THE ROLL OF ATTORNEYS FOR: CHARLES C. MEEKER. DL

2/06/09 ISSUED THE ENCLOSED ORDER:

2/06/09 THE COURT, HAVING CONSIDERED THE SAME AND BEING DULY ADVISED
IN THE PREMISES, NOW ORDERS THAT THAT ATTACHED CERTIFICATION
SUPPLEMENT, AND BE RECEIVED INTO, THE CERTIFIED ADMINSTRATIVE
RECORD PURSUANT TO INDIANA CODE 33-26-6-5. BECAUSE SAID
CERTIFICATION DEMONSTRATES THAT THE FINAL DETERMINATION IN
THIS MATTER WAS MADE BY A NECESSARY QUORUM OF INDIANA BOARD OF
TAX REVIEW COMMISSIONERS AS REQUIRED BY INDIANA CODE 6-1.5-2-1,
THE COURT HOLDS THAT IT HAS SUBJECT MATTER JURISDICTION TO
CONSIDER THE PRESENT APPEAL.
THOMAS G. FISHER, JUDGE ED

2/09/09 ISSUED THE ENCLOSED OPINION:

2/09/09 2009 TERM
THE INDIANA BOARD'S FINAL DETERMINATION WITH
RESPECT TO ISSUES I, III, AND IV ARE AFFIRMED.
THE INDIANA BOARD'S FINAL DETERMINATION WITH
RESPECT TO ISSUES II AND V, HOWEVER, ARE REVERSED.
THE MATTER IS REMANDED TO THE INDIANA BOARD TO
MAKE ADJUSTMENTS TO US STEEL'S 2001 REAL PROPERTY
ASSESSMENT CONSISTENT WITH THIS OPINION.----FISHER, J.
18 PAGES KM

2/09/09 ***** ABOVE ENTRY MAILED *****

2/09/09 ISSUED THE ENCLOSED JUDGMENT ENTRY:

2/09/09 IT IS THEREFORE ORDERED, ADJUDGED AND DECREED THAT
JUDGMENT BE, AND IS, ENTERED IN FAVOR OF US STEEL AND AGAINST
LAKE COUNTY WITH RESPECT TO ISSUES 1, III, AND IV. JUDGMENT
IS ENTERED IN FAVOR OF LAKE COUNTY AND AGAINST US STEEL WITH
RESPECT TO ISSUES II AND V. THE PARTIES SHALL BEAR THEIR OWN
COSTS.
THOMAS G. FISHER, JUDGE KM

2/09/09 ***** ABOVE ENTRY MAILED *****

2/09/09 8 VOLUME CERTIFIED RECORD RETURNED ED