

<p>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p>FRANK T AND MATIA KAPURANIS, PNYX LTD, 031494257 (010) ET AL,</p> <p>v.</p> <p>Respondent:</p> <p>APARAPHOE COUNTY BOARD OF EQUALIZATION.</p>	<p>Docket No.: 76824</p>
<p>ORDER OF DISMISSAL</p>	

THIS MATTER comes before the Board of Assessment Appeals on Respondent’s Motion for Sanctions and to Dismiss with Prejudice for Petitioners’ Failure to Comply with the Board’s February 10, 2020 Order on Respondent’s Motion to Compel Forthwith Production of Documents Required Under C.R.S. 39-8-107(5) (received by the Board on February 25, 2020). Petitioner has not submitted a response as of the date of this order.

ORDER:

Respondent’s motion is GRANTED. This action is dismissed with prejudice. The hearing scheduled for June 15, 2020 is vacated.

APPEAL:

If the decision of the Board is against Petitioner, Petitioner may petition the Court of Appeals for judicial review according to the Colorado appellate rules and the provisions of section 24-4-106(11), C.R.S. (commenced by the filing of a notice of appeal with the Court of Appeals within forty-nine days after the date of the service of the final order entered).

If the decision of the Board is against Respondent, Respondent, upon the recommendation of the Board that it either is a matter of statewide concern or has resulted in a significant decrease in the total valuation of the respondent county, may petition the Court of Appeals for judicial

review according to the Colorado appellate rules and the provisions of section 24-4-106(11), C.R.S. (commenced by the filing of a notice of appeal with the Court of Appeals within forty-nine days after the date of the service of the final order entered).

In addition, if the decision of the Board is against Respondent, Respondent may petition the Court of Appeals for judicial review of alleged procedural errors or errors of law within thirty days of such decision when Respondent alleges procedural errors or errors of law by the Board.

If the Board does not recommend its decision to be a matter of statewide concern or to have resulted in a significant decrease in the total valuation of the respondent county, Respondent may petition the Court of Appeals for judicial review of such questions within thirty days of such decision.

Section 39-8-108(2), C.R.S. 2019.

DATED and MAILED this 17th day of March, 2020.

BOARD OF ASSESSMENT APPEALS:



Diane M. DeVries

Diane M. DeVries
Board Member

Debra A. Baumbach

Debra A. Baumbach
Board Member

I hereby certify that this is a true and correct copy of the decision of the Board of Assessment Appeals.

Jacqueline Lim
Jacqueline Lim