

<p><b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p><b>VICKIE L. AND DENNIS L. MARQUEZ,</b></p> <p>v.</p> <p>Respondent:</p> <p><b>RIO GRANDE COUNTY BOARD OF EQUALIZATION.</b></p>	<p><b>Docket No.: 62023</b></p>
<p><b>ORDER</b></p>	

**THIS MATTER** was heard by the Board of Assessment Appeals on October 25, 2013, Diane M. DeVries and Debra A. Baumbach presiding. Petitioners are protesting the 2013 valuation of the subject property.

The subject property is described as follows:

175 Mica Rd.  
South Fork, CO 81154-9444

Petitioners, Vickie L. and Dennis L. Marquez, appeared *pro se* for the October 25, 2013 hearing which was scheduled to begin at 8:30 A.M. Mr. Joe Dominguez, Rio Grande County Assessor, called in for the hearing at 8:30 A.M. without Bill Dunn, Esq., Rio Grande County attorney. The Board advised Mr. Dominguez that Mr. Dunn was required to appear to represent Respondent during the hearing. At 8:50 A.M. the County Assessor, Mr. Dominguez, called back and informed the Board that the County attorney was on his way to the office and would be able to call in for the hearing in 15 minutes. The Board informed Mr. Dominguez that the Board will wait until 9:05 for the County attorney's phone call. The Board also warned Mr. Dominguez that if the attorney did not call by 9:05, then the Board would grant Petitioner's requested value. As the County attorney did not call in for the hearing by 9:05 A.M., the Board granted Petitioner's requested value of \$84,000.

**ORDER:**

The appeal is granted.  
Rio Grande County Assessor is directed to change his/her records accordingly.

**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-five 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-five 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.

**DATED/MAILED** this 31<sup>st</sup> day of October, 2013.



**BOARD OF ASSESSMENT APPEALS**

*Diane M DeVries*

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Diane M. DeVries

*Debra A Baumbach*

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Debra A. Baumbach

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

*Milla Lishchuk*

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Milla Lishchuk