

STATE OF MICHIGAN
IN THE MICHIGAN SUPREME COURT

On appeal from the Court of Appeals
Hon. Patrick M. Meter, Hon. Peter D. O'Connell
and Hon. Alton T. Davis, Presiding

DAIMLERCHRYSLER CORPORATION,
Petitioner-Appellee,

v

STATE TAX COMMISSION and
DEPARTMENT OF ENVIRONMENTAL QUALITY,
Respondents-Appellants,

and

CITY OF AUBURN HILLS,
Respondent-Appellee.

Supreme Court No. 133406
Court of Appeals No. 267565
Lower Court No. 05-064732-AA

SECRET WARDLE

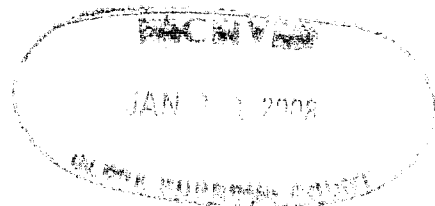
BRIEF ON APPEAL – APPELLEE CITY OF AUBURN HILLS

ORAL ARGUMENT REQUESTED

Respectfully submitted,

SECRET WARDLE
BY: DERK W. BECKERLEG (P 33628)
Attorney for Respondent/Appellee
City of Auburn Hills
30903 Northwestern Highway
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Farmington Hills, MI 48333-3040
(248) 851-9500

Dated: January 10, 2007



BRIEF ON APPEAL – APPELLEE CITY OF AUBURN HILLS

The Respondent-Appellee, City of Auburn Hills, supports, concurs with and adopts the Michigan Department of Environmental Quality's and Michigan State Tax Commission's Brief on Appeal and the arguments made therein filed in Michigan Supreme Court Docket Nos. 133400 through 133406 and the Respondent-Appellee, City of Auburn Hills, reiterates, adopts and incorporates by reference herein the Respondent-Appellant, City of Auburn Hills' Brief on Appeal filed in Michigan Supreme Court Docket No. 133394.

CONCLUSION AND RELIEF REQUESTED

WHEREFORE, based on the above, the Respondent-Appellee, City of Auburn Hills, respectfully requests that this Honorable Court reverse the January 30, 2007 Opinion and Order of the Michigan Court of Appeals and award Respondent-Appellee, City of Auburn Hills, costs and attorney fees so wrongfully sustained.

SECRET WARDLE

BY: 

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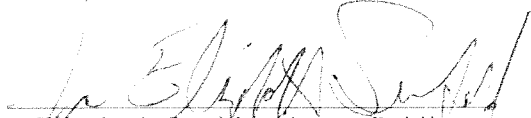
ter C. Flintoft
9 South Main
O. Box 187
elsea, MI 48118-1265

depositing same in the United States mail with postage fully prepaid thereon.



JULIE A. HINKLE

bscribed and sworn to before me this
h day of January, 2008



in Elizabeth Seefeld, Notary Public
land County, Michigan
ting in Oakland County, Michigan
/ Commission Expires: 9/2/2008