

**STATE OF MICHIGAN**  
**IN THE COURT OF APPEALS**

**NEW COVERT GENERATING CO, LLC,**

**COA Docket No. 320877**

**Petitioner/Appellee,**

**v.**

**Michigan Tax Tribunal**  
**Docket No. 399578**

**COVERT TOWNSHIP,**

**Respondent/Appellant.**

---

**Rodger A. Kershner (P26049)**  
**Michael O. Fawaz (P68793)**  
**HOWARD & HOWARD ATTORNEYS PLLC**  
*Attorneys for Petitioner/Appellee*  
**450 W. Fourth Street**  
**Royal Oak, MI 48067**  
**(248) 645-1483**

**Jack L. Van Coevering (P40874)**  
**Crystal L. Morgan (P68837)**  
**Scott A. Noto (P67833)**  
**BLOOM SLUGGETT MORGAN PC**  
*Attorneys for Respondent/Appellant*  
**15 Ionia Ave. SW, Suite 640**  
**Grand Rapids, MI 49503**  
**(616) 965-9340**

---

**STIPULATION TO WITHDRAW RESPONDENT/APPELLANT'S MOTION FOR AN  
ORDER REQUIRING PETITIONER TO PAY AN EQUAL SHARE OF THE COST OF THE  
TRANSCRIPT FROM THE JULY 23 AND JULY 24, 2014 TAX TRIBUNAL HEARING**

Petitioner/Appellee New Covert Generating Co., LLC, and Respondent/Appellant Covert Township, by and through their respective counsel, hereby stipulate that Petitioner/Appellee will pay one-half of the transcription fee for July 23, 2014 and July 24, 2014 Tax Tribunal hearing to Dickinson Reporting, in the total amount of \$2,821.50, within one month of today's date. As a result, the Respondent/Appellant's Motion For an Order Requiring Petitioner to Pay an Equal Share of the Cost of the Transcript from the July 23 and July 24, 2014 Tax Tribunal Hearing is withdrawn.

RECEIVED by Michigan Court of Appeals 10/17/2014 4:36:19 PM

BLOOM SLUGGETT MORGAN PC

By: /s/Jack L. Van Coevering  
Jack L. Van Coevering (P40874)  
Crystal L. Morgan (P68837)  
Scott A. Noto (P67833)  
Attorneys for Respondent/Appellant  
15 Ionia Ave. SW, Suite 640  
Grand Rapids, MI 49503  
(616) 965-9340

Dated: October 17, 2014

HOWARD & HOWARD ATTORNEYS, PLLC

By: /s/Michael O. Fawaz  
Rodger A. Kershner (P26049)  
Michael O. Fawaz (P68793)  
Attorneys for Petitioner/Appellee  
450 W. Fourth Street  
Royal Oak, MI 48067  
(248) 645-1483

Dated: October 17, 2014

RECEIVED by Michigan Court of Appeals 10/17/2014 4:36:19 PM