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Guzman v. Piercy Respondent's Brief 4 Dckt. 39708

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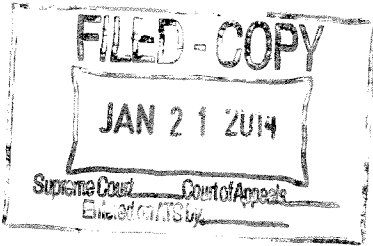
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Cross-Appellant Luis J. Guzman

IN THE SUPREME COURT OF THE STATE OF IDAHO

LUIS JESUS GUZMAN, individually,)	
)	Supreme Court No. 39708-2012
Plaintiff-Defendant-Respondent-)	
Cross-Appellant,)	Case No. CV05-4848
vs.)	
)	
DALE PIERCY, individually,)	
)	RESPONDENT/CROSS-
Defendant-Plaintiff-Appellant-)	APPELLANT LUIS J. GUZMAN'S
Cross-Respondent,)	RESPONSE TO
vs.)	SUPPLEMENTAL BRIEF OF
)	RESPONDENT/CROSS-
CANYON COUNTY,)	APPELLANT JENNIFER SUTTON
)	
Defendant-Respondent.)	
)	
JENNIFER SUTTON, individually,)	
)	
Defendant-Defendant-Respondent-)	
Cross-Appellant.)	
)	



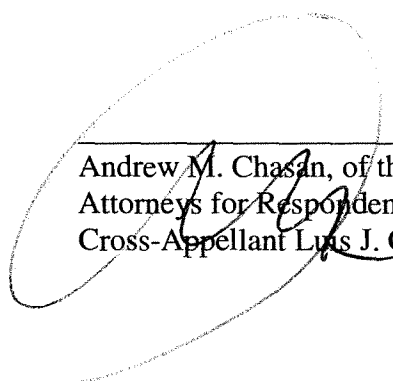
Respondent/Cross-Appellant Luis J. Guzman joins in and adopts Sutton's argument in her Supplemental Brief filed January 13, 2014, that *Continental Oil Co. v. City of Twin Falls*, 49 Idaho 89, 286 P.353 (1930) only applies to allegedly unconstitutional statutes and is inapplicable to the present case. Further, Guzman concurs with Sutton's conclusion that this Court should not

adopt a rule that would permit civil and criminal defendants to avoid the application of statutes and ordinances passed pursuant to flawed procedures.

Guzman's failure to fully brief these issues is not a reflection of the merits of these arguments as they apply to this case; rather, it is simply a recognition of the ever-expanding size of the Court's file in this case, and the Court's limited time and resources. Undersigned's arguments on this issue mirror Sutton's counsel's arguments.

DATED this 20th day of January, 2014,

CHASAN & WALTON, L.L.C.



Andrew M. Chasan, of the firm
Attorneys for Respondent/
Cross-Appellant Luis J. Guzman

CERTIFICATE OF SERVICE

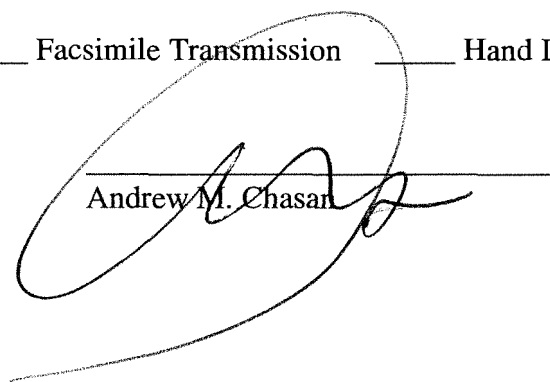
I hereby certify that on this 27th day of January, 2014, I caused true and correct copies of the foregoing document to be served by the method indicated below upon each of the following:

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