

The Order of the Court is stated below:

Dated: August 25, 2017
02:34:32 PM

/s/ Thomas R. Lee
Associate Chief Justice



IN THE SUPREME COURT OF THE STATE OF UTAH

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Robert L. Judd III and
Charles L. Allen,
Petitioners and Cross-Respondents,

v.

David Bowen,
Respondent and Cross-Petitioner.

ORDER

Supreme Court Case No. 20170431-SC

Court of Appeals Case No. 20140285-
CA

Trial Court Case No. 110917049

This matter is before the court upon a Petition for Writ of Certiorari, filed on May 30, 2017 and a Cross-Petition for Writ of Certiorari, filed on June 29, 2017.

The Petition for Writ of Certiorari is granted as to the following issue:

1. Whether the majority of the panel of the Court of Appeals erred in reversing the district court's determination that Petitioners were entitled to a prescriptive easement for parking.
2. Whether the majority of the panel of the Court of Appeals erred in its rulings concerning the scope of the prescriptive easement for access.

The Cross-Petition for Writ of Certiorari is granted as to the following issue:

1. Whether the Court of Appeals erred in its construction and application of the elements of the legal standard for establishing a prescriptive easement for access.

A briefing schedule will be established hereafter. Pursuant to Rule 2 of the Rules of Appellate Procedure, the Court suspends the provision of Rule 26(a) that permits the parties to stipulate to an extension of time to submit their briefs on the merits. The parties shall not be permitted to stipulate to an extension. The parties shall comply with

the briefing schedule upon its issuance.

End of Order - Signature at the Top of the First Page