

The Order of the Court is stated below:

Dated: July 07, 2018  
02:52:13 PM

/s/ Thomas R. Lee  
Associate Chief Justice



**IN THE SUPREME COURT OF THE STATE OF UTAH**

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**Utah Department of Transportation,  
Petitioner,**

**v.**

**Target Corporation; and  
Weigarten Miller American Fork, LLC,  
Respondents.**

**ORDER**

**Supreme Court Case No. 20180283-SC**

**Court of Appeals Case No. 20160122-CA**

**Trial Court Case No. 090102037**

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This matter is before the court upon a Petition for Writ of Certiorari, filed on April 11, 2018.

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

1. Whether the court of appeals erred in concluding that Respondent was not obligated to demonstrate that severed land was essential to a freeway project to obtain severance damages for a freeway interchange that was partially constructed on land taken by Petitioner.

2. Whether the court of appeals erred in determining that Petitioner had inadequately briefed arguments that Respondents severance damages were predicated in part on loss of visibility from aspects of the project outside of the freeway interchange.

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**