

1997

# Taylor v. Department of Commerce : Unknown

Utah Court of Appeals

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January 22, 1998

**UTAH COURT OF APPEALS  
BRIEF**

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Clerk of the Court  
Utah Court of Appeals  
230 South 500 East, Suite 400  
Salt Lake City, Utah 84102

970030-CA

RE: Leo Taylor v. Department of Commerce, Case No. 970030 CA

To the Clerk of the Court:

This appeal is currently at issue and awaiting oral argument. Pursuant to rule 24(i), Utah Rules of Appellate Procedure, I wish to bring to the attention of the court a decision that was published on June 18, 1997. The case was published after the Petitioner's opening brief was filed but before the Respondent's brief was filed.

In Drake v. Industrial Comm'n, 939 P.2d 177 (Utah 1997), the Utah Supreme Court discussed the standard of review for legal rulings in administrative hearings. Petitioner identifies, at pages 14-15 of Petitioner's Opening Brief, an application of the law standard. To the extent that this applies, Drake would control.

Please insert the attached copies of this letter into the Respondent's Brief prior to its distribution to a panel of the Court.

Very truly yours,

*R. Paul Allred*

R. Paul Allred  
Assistant Attorney General  
Attorney for Respondent

cc: Benson L. Hathaway  
Attorney for Petitioner