



STATE OF NEVADA

STATE BOARD OF EQUALIZATION

STEVE SISOLAK
Governor

1550 College Parkway, Suite 115
Carson City, Nevada 89706-7921
Telephone (775) 684-2160
Fax (775) 684-2020

MELANIE YOUNG
Secretary

In the Matter of)	Case No. 20-130
)	
APN: 039-051-08)	
)	
Wal-mart Real Estate Business Trust,)	
PETITIONER)	
)	
v.)	
)	
Michael Clark,)	
Washoe County Assessor,)	
RESPONDENT)	
)	
Appeal from the Decision of the Washoe)	
County Board of Equalization)	

NOTICE OF DECISION

Appearances

Donna Sanders appeared on behalf of Wal-mart Real Estate Business Trust (Taxpayer).

Howard Stockton appeared on behalf of the Washoe County Assessor (Assessor).

Summary

The matter of the Taxpayer's petition for review of property valuation for the 2020-2021 secured roll within Washoe County, Nevada, came before the State Board of Equalization (State Board) for hearing via Zoom meeting (in accordance with Governor's Declaration of Emergency Directive 006 (extended by Directive 026) on July 16, 2020, after due notice to Taxpayer and Assessor. The subject property is a Walmart super center.

Taxpayer petitioned the Washoe County Board of Equalization (County Board) for a review of the taxable valuation of its real property for the 2020-2021 secured roll. The County Board heard the petition on February 20, 2020 and upheld Assessor's taxable.

The State Board, having considered all evidence, documents and testimony pertaining to the valuation of the property in accordance with NRS 361.227, hereby makes the following Findings of Fact, Conclusions of Law and Decision.

FINDINGS OF FACT

1. The State Board is an administrative body created pursuant to NRS 361.375.
2. The State Board is mandated to hear all appeals of property tax assessments pursuant to NRS 361.360 and NRS 361.400.
3. Taxpayer and Assessor were given adequate, proper and legal notice of the time and place of the hearing before the State Board, and the matter was properly noticed pursuant to the Open Meeting Law at NRS 241.020, as may have been amended by the Governor's Declaration of Emergency Directive 006 (extended by Directive 026).
4. Taxpayer has the burden of proof pursuant to NAC 361.741.
5. Taxpayer's evidence of sales of box stores from Nevada State Board of Equalization Case No. 20-125 (Case No. 20-125) and testified that obsolescence should apply.
6. This case includes the same evidence of comparable sales and income approach analysis from Case No. 125.
7. Walmart does not disclose sales data which could be relied on by the State Board to support a lower taxable value.
8. Any finding of fact above construed to constitute a conclusion of law is adopted as such to the same extent as if originally so denominated.

CONCLUSIONS OF LAW

1. Taxpayer and Assessor are subject to the jurisdiction of the State Board.
2. The State Board has the authority to determine the taxable values in the State.
3. Taxpayer failed to meet its burden to show the County Board's decision was in error.
4. The taxable value for the subject property does not exceed full cash value and is supported by the comparable sales analysis.
5. Any conclusion of law above construed to constitute a finding of fact is adopted as such to the same extent as if originally so denominated.

DECISION

Based on the above Findings of Fact and Conclusions of Law and a preponderance of the evidence, the State Board decided by a unanimous vote to uphold the County Board's decision. The Petition is denied.

BY THE STATE BOARD OF EQUALIZATION THIS 17 DAY OF September, 2020.



Melanie Young, Secretary