

CIVIL PROCEDURE & COURTS COMMITTEE  
Respectfully submits the following position on:

\*  
ADM File No. 2014-45

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The Civil Procedure & Courts Committee is comprised of members appointed by the President of the State Bar of Michigan.

The position expressed is that of the Civil Procedure & Courts Committee only and is not an official position of the State Bar of Michigan, nor does it necessarily reflect the views of all members of the State Bar of Michigan.

The State Bar position on this matter is to support the proposed adoption of Rule 5.731a.

The total membership of the Civil Procedure & Courts Committee is 23.

The position was adopted after discussion and vote at a scheduled meeting. The number of members in the decision-making body is 23. The number who voted in favor to this position was 12. The number who voted opposed to this position was 0.

## Report on Public Policy Position

**Name of Committee:**

Civil Procedure & Courts Committee

**Contact person:**

Karen H. Safran

**E-Mail:**

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**Proposed Court Rule or Administrative Order Number:**

[ADM File No. 2014-45 – Proposed Adoption of Rule 5.731a of the Michigan Court Rules](#)

The proposed rule would require clinical certificates to be marked and filed as confidential and would allow only persons who have been found by the court to have a legitimate interest in the confidential documents to be granted access.

**Date position was adopted:**

April 11, 2015

**Process used to take the ideological position:**

Position adopted after discussion and vote at a scheduled meeting.

**Number of members in the decision-making body:**

23

**Number who voted in favor and opposed to the position:**

12 Voted for position

0 Voted against position

0 Abstained from vote

11 Did not vote (absent)

**Position:**

Support

**The text of any legislation, court rule, or administrative regulation that is the subject of or referenced in this report.**

[http://courts.mi.gov/Courts/MichiganSupremeCourt/rules/court-rules-admin-matters/Adopted/2014-45\\_2015-02-04\\_formatted%20order\\_proposed%20new%205-731a.pdf](http://courts.mi.gov/Courts/MichiganSupremeCourt/rules/court-rules-admin-matters/Adopted/2014-45_2015-02-04_formatted%20order_proposed%20new%205-731a.pdf)