



Report on Public Policy Position

Name of Section:

Appellate Practice Section

Contact Person:

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Proposed Court Rule or Administrative Order Number:

2006-07 - Proposed Amendment of Rule 7.211 of the Michigan Court Rules

The May 24, 2006, proposed amendments of the rule reflect the recommendations of Michigan Court of Appeals. The proposed amendments would extend the time to answer certain motions from 7 to 14 days, and would establish a new category of motions that can be decided in less than 7 days without delaying submission until the answer period has expired. The Court of Appeals believes that the resulting categories are distinguishable by the perceived likelihood that opposing counsel will seek to answer the motion, by the complexity of the answer that would likely be drafted, and by the Court of Appeals interest in quickly resolving such motions.

Date position was adopted:

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Process used to take the ideological position:

Discussion and vote at a regular council meeting

Number of members in the decision-making body:

24

Number who voted in favor and opposed to the position:

14 in favor; 0 against

Position:

The Section voted to support the proposed court rule amendment

The text (may be provided by hyperlink) of any legislation, court rule, or administrative regulation that is the subject of or referenced in this report:

<http://courts.michigan.gov/supremecourt/Resources/Administrative/2006-07.pdf>