

In the Hall of Justice

Any member who would like more information concerning the rationale for positions taken can refer to the website at www.michbar.org/publicpolicy/home or contact Peter Cunningham at the State Bar of Michigan, 306 Townsend St., Lansing, MI 48933-2012, (800) 968-1442. For the most current status information, visit www.michiganlegislature.org.

Proposed Amendments of Rules 2.403, 2.404, and 2.405 of the Michigan Court Rules (ADM File No. 2020-06)—Case Evaluation; Selection of Case Evaluation Panels; Offers to Stipulate to Entry of Judgment (See *Michigan Bar Journal* June 2020, p 70.)

STATUS: Comment Period Expired 7/1/20;

Public Hearing to Be Scheduled

POSITION: Support.

Proposed Amendments of Rules 3.971, 3.972, 3.973, 3.977, 3.993, 7.202, and 7.204 of the Michigan Court Rules (ADM File No. 2015-21)—Pleas of Admission or No Contest; Trial; Dispositional Hearing; Termination of Parental Rights; Appeals; Definitions; Filing Appeal of Right; Appearance (See *Michigan Bar Journal* June 2020, p 70.)

STATUS: Comment Period Expired 7/1/20;

Public Hearing to Be Scheduled

POSITION: Support ADM File No. 2015-21 with the amendment that would retain the language in the current MCR 7.204(A)(1) that allows trial courts to extend the 21-day period of appeal if during those 21 days, the trial court finds “good cause” for doing so.

Proposed Amendments of Rules 6.310, 6.425, 6.428, 6.429, 6.431, 7.204, 7.205, 7.208, 7.211, 7.305, and Proposed Addition of Rule 1.112 of the Michigan Court Rules (ADM File Nos. 2018-33/2019-20/2019-38)—Withdrawal or Vacation of Plea; Sentencing; Appointment of Appellate Counsel; Reissuance of Judgment; Correction and Appeal of Sentence; New Trial; Filing Appeal of Right; Appearance; Application for Leave to Appeal; Authority of Court or Tribunal Appealed From; Motions in Court Appeals; Application for Leave to Appeal; Filings by Incarcerated Individuals (See *Michigan Bar Journal* June 2020, p 70.)

STATUS: Comment Period Expired 7/1/20;

Public Hearing to Be Scheduled

POSITION: Support with amendments to MCR 1.112 to narrow its scope so that it only applies when the pleading involves loss of a right of an incarcerated individual.

Proposed Amendments of Rules 6.310, 6.429, 6.431, 6.509, and 7.205 and Proposed Addition of Rule 6.126 of the Michigan Court Rules (ADM File No. 2019-27)—Withdrawal or Vacation of Plea; Correction and Appeal of Sentence; New Trial; Appeal; Application for Leave to Appeal; Decision on Admissibility of Evidence (See *Michigan Bar Journal* June 2020, p 70.)

STATUS: Comment Period Expired 7/1/20;

Public Hearing to Be Scheduled

POSITION: Support with the following amendment to MCR 7.205(A)(4)(b): “a delayed application for leave to appeal may be filed within the later of 6 months from entry of the order appealed, 21 days after entry of the dismissal order, or 21 days after entry of an order denying reconsideration of the dismissal order . . .”

Proposed Amendments of Rules 7.212 and 7.312 of the Michigan Court Rules (ADM File No. 2019-29)—Briefs; Briefs and Appendixes in Calendar Cases (See *Michigan Bar Journal* June 2020, p 70.)

STATUS: Comment Period Expired 7/1/20;

Public Hearing to Be Scheduled

POSITION: Support.

Proposed Amendment of Rule 7.216 of the Michigan Court Rules (ADM File No. 2019-31)—Miscellaneous Relief (See *Michigan Bar Journal* June 2020, p 79.)

STATUS: Comment Period Expired 7/1/20;

Public Hearing to Be Scheduled

POSITION: Support with the following additional amendment to MCR 7.216(C)(1)(a) to ensure symmetry between the vexatious litigator rules and definitions in the Court of Appeals and in the Supreme Court:

the appeal was taken for purposes of hindrance or delay or is not reasonably well-grounded in fact or warranted by existing law or a good-faith argument for the extension, modification, or reversal of existing law; or belief that there was a meritorious issue to be determined on appeal;

Proposed Amendment of Rules 7.314 of the Michigan Court Rules (ADM File No. 2019-26)—Call and Argument of Cases (See *Michigan Bar Journal* June 2020, p 80.)

STATUS: Comment Period Expired 7/1/20;

Public Hearing to Be Scheduled

POSITION: Support.

Proposed Administrative Order Regarding Election-Related Litigation (ADM File No. 2020-03)—Election-Related Litigation Procedures (See *Michigan Bar Journal* June 2020, p 77.)

STATUS: Comment Period Expired 7/1/20;

Public Hearing to Be Scheduled

POSITION: Support.