



p 517-346-6300 April 29, 2015

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The Honorable Anthony Forlini
State Representative
State Capitol
P.O. Box 30014
Lansing, MI 48909-7514

Re: HB 4038 – Notification of Eviction by Email

Dear Representative Forlini:

At its April 24, 2015 meeting, the State Bar of Michigan's Board of Commissioners voted to **oppose HB 4038 (H-2)**. In its review, the Board considered recommendations to oppose the bill from the Civil Procedure & Courts Committee and the Justice Policy Initiative.

Even in the H-2 substitute version, the bill presents serious concerns to access to justice. Email is not a reliable manner to transmit such important information that can begin the process of individuals losing their place of residence. Without reliable, effective notification that will allow them to respond, tenants will be unable to exercise their right to a timely defense if they so choose. Frequent changes in email addresses, spam filters, and unreliable internet access are some of the factors that make email an unreliable legal notification method, and that are not adequately addressed in the bill.

If you would like to discuss this position in further detail or have questions, please contact me directly at your convenience.

Sincerely,

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CC. Thomas C. Rombach, President
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