

# Order

Michigan Supreme Court  
Lansing, Michigan

September 12, 2025

Megan K. Cavanagh,  
Chief Justice

167553

Brian K. Zahra  
Richard H. Bernstein  
Elizabeth M. Welch  
Kyra H. Bolden  
Kimberly A. Thomas  
Noah P. Hood,  
Justices

COMMITTEE FOR MARSHALL – NOT THE  
MEGASITE,  
Plaintiff-Appellant,

and

REGIS KLINGLER, STEPHANIE KLINGLER,  
HOLLY HARNDEN, MARK ROBINSON,  
GRETCHEN ESSER, JAMES SLEIGHT, JR.,  
and DIANE KOWALSKE,  
Plaintiffs,

v

SC: 167553  
COA: 369603  
Calhoun CC: 2023-001712-CZ

CITY OF MARSHALL and MICHELLE  
EUBANK in her capacity as the MARSHALL  
CITY CLERK,  
Defendants-Appellees,

and

MARSHALL AREA ECONOMIC  
DEVELOPMENT ALLIANCE,  
Intervening Defendant-Appellee,

and

MICHIGAN ECONOMIC DEVELOPMENT  
CORP. and MICHIGAN STRATEGIC FUND,  
Appellees.

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On order of the Court, the application for leave to appeal the June 18, 2024 judgment of the Court of Appeals is considered and, pursuant to MCR 7.305(I)(1), in lieu of granting leave to appeal, we VACATE the judgment of the Court of Appeals and REMAND this case to that court for reconsideration in light of *Clam Lake Twp v Dep't of Licensing and Regulatory Affairs*, 500 Mich 362 (2017).

We do not retain jurisdiction.

HOOD, J., did not participate because he was on the Court of Appeals panel.



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I, Elizabeth Kingston-Miller, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

September 12, 2025

*Elizabeth Kingston-Miller*  
Clerk