July 31, 2026

Elizabeth C. Kingston-Miller
Clerk of the Court
Michigan Supreme Court
P.O. Box 30052
Lansing, MI 48909

RE: ADM File No. 2024-34: Proposed Amendment of Rule 7.316 of the Michigan Court Rules

Dear Clerk Kingston-Miller:

The Board of Commissioners of the State Bar of Michigan considered ADM File No. 2024-34 at its meeting on July 24, 2026. In its review, the Board considered recommendations from the Access to Justice Policy Committee, Civil Procedure & Courts Committee, Criminal Jurisprudence & Practice Committee, and Appellate Practice Section. The Board voted unanimously to support ADM File No. 2024-34 with an additional amendment to Rule 7.316(2)(b) to permit a late motion to be filed no later than fourteen days after the date that a timely application would have been due. The Board believes that providing a slightly longer period of time to file is appropriate, given the nature of the "exceptional circumstances" that must be present for a party to request a delayed application for leave under the proposed language of ADM File No. 2024-34.

Thank you for the opportunity to comment on the proposed amendment.

Sincerely,



Peter Cunningham
Executive Director

cc: Sarah Roth, Administrative Counsel, Michigan Supreme Court
Lisa J. Hamameh, President