



October 1, 2023

Larry S. Royster
Clerk of the Court
Michigan Supreme Court
P.O. Box 30052
Lansing, MI 48909

RE: ADM File No. 2022-34: Proposed Amendments of Rules 3.993 and 6.428 of the Michigan Court Rules

Dear Clerk Royster:

At its September 21, 2023 meeting, the Board of Commissioners of the State Bar of Michigan considered ADM File No. 2022-34. In its review, the Board considered recommendations from the Access to Justice Policy Committee, Civil Procedure & Courts Committee, Criminal Jurisprudence & Practice Committee, and the Children’s Law Section. The Board voted unanimously to support the proposed amendments.

Earlier this year, when the Court considered amendments of Rules 3.913, 3.943, 3.977, and 3.993, as well as the addition of proposed Rule 3.937, the Board supported that proposal and recommended that the Rules be further amended to provide for restoration of appellate rights in juvenile cases. The Board’s proposal largely mirrored the existing criminal rule for restoration—Rule 6.428—while also accounting for the limitation on appeals in cases involving termination of parental rights imposed by Rule 3.993(C)(2).

The Board appreciates the Court’s willingness to publish the recommended amendment for comment and is grateful for the opportunity to support the proposal.

Sincerely,

Peter Cunningham
Executive Director

cc: Sarah Roth, Administrative Counsel, Michigan Supreme Court
Daniel D. Quick, President

