

Report on Public Policy Position

Name of committee:

Civil Procedure and Courts Committee

Contact person:

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Proposed Court Rule or Administrative Order Number:

[2008-24 – Proposed Amendment of Rule 2.614 of the Michigan Court Rules](#)

The proposed amendments of MCR 2.614 are intended to make the rule consistent with recent amendments of MCR 2.119, 7.204, and 7.205, adopted May 28, 2008, and effective September 1, 2008, which clarified that a party who seeks to appeal to the Court of Appeals has 21 days after the entry of an order deciding a motion for new trial, a motion for rehearing or reconsideration, or a motion for other relief from the order or judgment appealed, to file a claim of appeal or an application for leave to appeal, if the motion is filed within the initial 21-day appeal period, or within further time the trial court has allowed for good cause during that 21-day period.

Date position was adopted:

December 6, 2008

Process used to take the ideological position:

Position adopted after discussion and vote at a scheduled meeting

Number of members in the decision-making body:

17

Number who voted in favor and opposed to the position:

15 Voted for position

0 Voted against position

2 Did not vote

Position:

Support

Explanation of the position, including any recommended amendments:

This proposal was originally suggested by the Committee to make the rule consistent with recent amendments of the similar provisions of MCR 2.119, 7.204 and 7.205. The State Bar submitted the proposal to the Supreme Court. The Committee continues to believe that the amendment is desirable.

The text of any legislation, court rule, or administrative regulation that is the subject of or referenced in

<http://courts.michigan.gov/supremecourt/Resources/Administrative/2008-24-09-16-08.pdf>