FAMILY LAW SECTION
Respectfully submits the following position on:

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ADM File No. 2012-30

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The Family Law Section is not the State Bar of Michigan itself, but rather a Section which members of the State Bar choose voluntarily to join, based on common professional interest.

The position expressed is that of the Family Law Section only and is not the position of the State Bar of Michigan.

To date, the State Bar does not have a position on this matter.

The total membership of the Family Law Section is 2,481.

The position was adopted after discussion and vote at a scheduled meeting. The number of members in the decision-making body is 21. The number who voted in favor to this position was 18. The number who voted opposed to this position was 0.

Report on Public Policy Position

Name of section:
Family Law Section

Contact person:
Matthew Kobliska

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Proposed Court Rule or Administrative Order Number:
2012-30 - Proposed Amendments of Rule 2.621 and Rule 2.622 of the Michigan Court Rules
The proposed amendments of MCR 2.621 and MCR 2.622 were submitted to the Michigan Supreme Court on behalf of the "Receivership Committee" (a committee created because of a need identified by the Debtor/Creditor Rights Committee of the Business Law Section of the State Bar of Michigan) to expand and update the rules regarding receivership proceedings.

Date position was adopted:
June 1, 2013

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:
21

Number who voted in favor and opposed to the position:
18 Voted for position
0 Voted against position
0 Abstained from vote
3 Did not vote

Position:
Support

Explanation of the position, including any recommended amendments:
The proposed amendments of MCR 2.621 and MCR 2.622 update and clarify the responsibilities of a court appointed receiver. The existing court rules lacked sufficient detail regarding the duties, reporting requirements, payment procedures, and the setting of bond, among other things. The Family Law Section supports these amendments.

The text of any legislation, court rule, or administrative regulation that is the subject of or referenced in this report.
http://courts.mi.gov/Courts/MichiganSupremeCourt/rules/court-rules-admin-matters/Court%20Rules/2012-30_2013-05-01_formatted%20order_FINAL.pdf