



MICHIGAN COURTS NEWS RELEASE

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FOR IMMEDIATE RELEASE

Michigan Supreme Court to Hold Public Administrative Hearing September 16

LANSING, MI, September 8, 2015 – The Michigan Supreme Court will hold a public administrative hearing on Wednesday, September 16, 2015, in the Supreme Court courtroom located on the sixth floor of the Michigan Hall of Justice, 925 W. Ottawa Street, Lansing, Michigan 48915.

The hearing will begin promptly at 9:30 a.m. and adjourn no later than 11:30 a.m. Persons who wish to address the Court regarding matters on the agenda will be allotted three minutes each to present their views, after which the speakers may be questioned by the Justices. To reserve a place on the agenda, please notify the Office of Administrative Counsel in writing at P.O. Box 30052, Lansing, Michigan 48909, or by e-mail at ADMcomment@courts.mi.gov, no later than Monday, September 14, 2015.

Comments from the public about the Administrative Matters for this hearing include:

1. 2013-02 [Proposed Amendment of Rule 5.402](#) of the Michigan Court Rules.

Issue: *Whether to adopt the proposed amendment of MCR 5.402 that would require a court that discovers a child under a guardianship may be an Indian child to schedule a hearing and conduct an investigation into the matter.*

2. 2013-26 [Proposed Alternative Amendments of Rule 7.209](#) of the Michigan Court Rules.

Issue: *Whether to adopt one of the two alternative proposed amendments of MCR 7.209; Alternative A would clarify that only a trial court judge or the Court of Appeals may order a stay of proceedings; Alternative B would amend the rule so that filing a bond automatically stays further proceedings in a case.*

3. 2013-38 [Proposed Alternative Amendments of Rule 1.5](#) of the Michigan Rules of Professional Conduct.

Issue: *Whether to adopt one of the two alternative proposed amendments of MRPC 1.5; Alternative A would prohibit “results obtained” or “value added” fees in divorce cases; Alternative B would allow “results obtained” or “value added” fees in divorce cases.*

4. 2014-02 [Proposed Amendment of Rule 6.106](#) of the Michigan Court Rules.
Issue: *Whether to adopt the proposed amendment of MCR 6.106 that would clarify that a court would determine issues concerning a defendant's pretrial release, if any, at the time of defendant's arraignment on the complaint and warrant.*
5. 2014-09 [Proposed Amendment of Rule 7.215](#) of the Michigan Court Rules.
Issue: *Whether to adopt the proposed amendment of MCR 7.215 that would revise the circumstances under which a Court of Appeals opinion is to be published, and would disfavor citation of unpublished opinions in the Court of Appeals.*
6. 2014-11 [Proposed Amendment of Rule 3.613](#) of the Michigan Court Rules.
Issue: *Whether to adopt the proposed amendment of MCR 3.613 that would provide clarifying changes for minor name change proceedings.*
7. 2014-15 [Proposed Amendment of Rule 6.106](#) of the Michigan Court Rules.
Issue: *Whether to adopt the proposed amendments of MCR 6.106 that would clarify that courts are permitted to exercise their inherent power to order conditions that limit or prohibit a pretrial defendant's contact with any named person even while defendant remains in custody.*
8. 2014-31 [Proposed Amendment of Rule 3.617](#) of the Michigan Court Rules.
Issue: *Whether to adopt the proposed new MCR 3.617 that would require adoption files of foreign-born children adopted by a parent who is a resident of this state to be retained as confidential records like other adoption files.*
9. 2014-40 [Proposed Amendment of Rule 2.506](#) of the Michigan Court Rules.
Issue: *Whether to adopt the proposed amendments of MCR 2.506 that would allow electronic or facsimile transmission of subpoenas to attend when the subpoenas are directed to specific departments or agencies, including the Michigan Department of Corrections.*
10. 2014-45 [Proposed Adoption of New Rule 5.731a](#) of the Michigan Court Rules.
Issue: *Whether to adopt the proposed new MCR 5.731a that would require clinical certificates in mental health proceedings to be marked and filed as confidential.*
11. 2014-49 [Proposed Retention of Amendments of Rules 3.903, 3.920, 3.961, and 3.965](#) of the Michigan Court Rules.
Issue: *Whether to retain the amendments of MCR 3.903, 3.920, 3.961, and 3.965 that were prompted by the Michigan Supreme Court's decision in *In re Sanders*, 495 Mich 394 (2014), to provide clarification and procedural provisions consistent with the Court's holding that the one-parent doctrine is unconstitutional.*
12. 2015-03 [Proposed Retention of Amendment of Rule 1.15](#) of the Michigan Rules of Professional Conduct.
Issue: *Whether to retain the amendment of MRPC 1.15 that adds "credit union" to the definition of eligible institutions in which IOLTA funds may be deposited.*

13. 2015-07 [Proposed Amendments of Rule 3.101](#) of the Michigan Court Rules.

Issue: *Whether to adopt the proposed amendments of MCR 3.101 that would eliminate subrule (B)(1)(a)(ii) to make garnishments effective until satisfied and make other coordinating changes to reflect statutory revisions in 2015 PA 14 and 15.*

14. 2015-09 [Proposed Amendment of Rule 2.403](#) of the Michigan Court Rules.

Issue: *Whether to adopt the proposed amendments of MCR 2.403 that would allow a reasonable fee to be included in a request for costs by attorneys who represent themselves or who are employed by a party to the case for legal services provided after case evaluation is rejected.*

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