

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF OAKLAND

GENEVIEVE A. DESMOND, et al.,

Plaintiffs,

v

Case No. 15-146639-CK

Hon. Wendy Potts

SHATTUCK ARMS ASSOCIATES, LLC, et al.,

Defendants.

OPINION AND ORDER RE: PLAINTIFFS' REQUEST FOR RECONSIDERATION OF THE
COURT'S JUNE 17, 2016 ORDER

At a session of Court
Held in Pontiac, Michigan

On
JUL 14 2016

The matter is before the Court on Plaintiffs' Request for Reconsideration of the Court's June 17, 2016 Order. On June 17, 2016, the Court entered an order granting Defendant Stephan Mazur's Emergency Motion to Adjourn Hearing Dates on Plaintiffs' Motions. The Court dispenses with oral argument pursuant to MCR 2.119(F)(2).

MCR 2.119(F) governs Motions for Rehearing or Reconsideration. The decision whether to grant or deny reconsideration is discretionary. MCR 2.119(F)(3); *Charbeneau v Wayne County General Hosp*, 158 Mich App 730, 733 (1987).

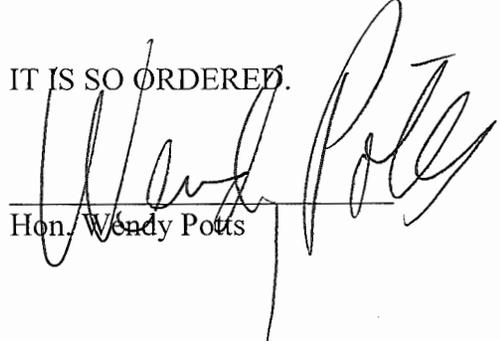
MCR 2.119(F)(3) provides, in relevant part:

[A] motion for rehearing or reconsideration which merely presents the same issues ruled on by the court, either expressly or by reasonable implication, will not be granted. The moving party must demonstrate a palpable error by which the

court and the parties have been misled and show that a different disposition of the motion must result from correction of the error.

The Court finds that Plaintiffs' motion for reconsideration merely presents the same issues that were already considered and ruled on by this Court. Plaintiffs have failed to demonstrate a palpable error and show that a different disposition of the motion must result from correction of the error. Accordingly, Plaintiffs' motion is denied.

IT IS SO ORDERED.


Hon. Wendy Potts

Dated: **JUL 14 2016**