

# Order

Michigan Supreme Court  
Lansing, Michigan

November 25, 2015

Robert P. Young, Jr.,  
Chief Justice

ADM File No. 2015-17

Stephen J. Markman  
Brian K. Zahra

Proposed Amendments of  
Administrative Order No. 2013-12

Bridget M. McCormack  
David F. Viviano  
Richard H. Bernstein  
Joan L. Larsen,  
Justices

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On order of the Court, this is to advise that the Court is considering amendments of Administrative Order No. 2013-12. Before determining whether the proposal should be adopted, changed before adoption, or rejected, this notice is given to afford interested persons the opportunity to comment on the form or the merits of the proposal or to suggest alternatives. The Court welcomes the views of all. This matter also will be considered at a public hearing. The notices and agendas for public hearings are posted at [Administrative Matters & Court Rules page](#).

Publication of this proposal does not mean that the Court will issue an order on the subject, nor does it imply probable adoption of the proposal in its present form.

[Additions to the text are indicated in underlining and deleted text is shown by strikeover.]

Administrative Order No. 2013-12

(A)(1)-(3) [Unchanged.]

(B)(1)-(3) [Unchanged.]

Probate Court Guidelines.

[The following proposed probate court guidelines numbered 1.-4. would replace the former probate guidelines numbered 1.-3.:]

1. Estate Proceedings. 75% of all cases should be adjudicated within 35 days from the date of the initial filing, 90% within 182 days, and 98% within 364 days.
2. Guardianship, Conservatorship, and Protective Order Proceedings. 75% of all matters should be adjudicated within 90 days from the date of the initial filing and 95% within 364 days.

- 2.3. Mental Illness Proceedings; Judicial Admission Proceedings. 90% of all petitions should be adjudicated within 14 days from the date of filing and 98% within 28 days.
4. Civil Proceedings and Trust Proceedings. 70% of all cases should be adjudicated within 364 days from the date of case filing and 95% within 728 days.

District Court Guidelines.

(1)-(3) [Unchanged.]

Circuit Court Guidelines.

(1)-(11) [Unchanged.]

*Staff Comment:* These proposed revisions of Administrative Order No. 2013-12 would adjust the time guidelines in probate courts by applying disposition rates to all cases filed instead of applying rates to “contested matters;” also the proposed revisions would separate from estates, the guidelines for guardianship and conservatorship proceedings and group them with protective order proceedings, and would group trust proceedings with civil proceedings instead of the former grouping of trusts with proceedings for estates.

The staff comment is not an authoritative construction by the Court. In addition, adoption of a new rule or amendment in no way reflects a substantive determination by this Court.

A copy of this order will be given to the Secretary of the State Bar and to the State Court Administrator so that they can make the notifications specified in MCR 1.201. Comments on the proposal may be sent to the Office of Administrative Counsel in writing or electronically by March 1, 2016, at P.O. Box 30052, Lansing, MI 48909, or [ADMcomment@courts.mi.gov](mailto:ADMcomment@courts.mi.gov). When filing a comment, please refer to ADM File No. 2015-17. Your comments and the comments of others will be posted under the chapter affected by this proposal at [Proposed & Recently Adopted Orders on Admin Matters page](#).



I, Larry S. Royster, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

November 25, 2015

Clerk