

From: Stuart Fenton <sfenton@emmetcounty.org>
To: "ADMcomment@courts.mi.gov" <ADMcomment@courts.mi.gov>
Date: 2/12/2015 4:09 PM
Subject: MCR 6.106 proposed amendment

I like the proposed change, but would go further. Please eliminate the language "unless an order in accordance with this rule was issued beforehand" in the first sentence. Reason - in my county, magistrates are setting bonds at the time of the arrest warrant with no input from either party, and then are refusing to address bond at arraignment because the district court judge has not authorized them to do so. This seems completely arbitrary, wrong, and unfair to both sides. Bond / pretrial release out to be determined at arraignment, with both sides given a chance to be heard.

Stuart L Fenton
Chief Assistant Prosecutor
Emmet County