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July 20, 2015

Office of Administrative Counsel
P.O. Box 30052
Lansing, MI 48909
RE: ADM File No. 2014-15

To Whom It May Concern:

In response to the Proposed Amendments of MCR 6.106, please be advised that the Criminal Defense Attorneys of Michigan takes the position that the amendments are unnecessary. Quite simply, the proposals appear to be a solution in search of a problem. Judges have great latitude to impose bond conditions and for individuals charged with assaultive offenses, routinely order that the defendant not have any contact with either the complainant or members of the complainant's family. Those restrictions apply whether the defendant is incarcerated or out on bond.

Further, should a complaint arise that a complainant or prosecution witness is being contacted, even if the arraigning judge has not issued a no contact order, bond conditions can be modified at any time through-out the pre-trial process. Therefore, we would object to the proposed amendments.

If you have any questions concerning our organization's position, please feel free to contact me at my office telephone number: 248-541-5200.

Sincerely,

Patricia A. Maceroni, President
Criminal Defense Attorneys of Michigan

