



# MICHIGAN SUPREME COURT

## March 2024 Session Calendar

### Notice of Cases to be Argued

HON. ELIZABETH T. CLEMENT  
Chief Justice

Larry S. Royster,  
Clerk

HON. BRIAN K. ZAHRA  
HON. DAVID F. VIVIANO  
HON. RICHARD H. BERNSTEIN  
HON. MEGAN K. CAVANAGH  
HON. ELIZABETH M. WELCH  
HON. KYRA H. BOLDEN,  
Justices

Kathryn L. Loomis,  
Reporter  
  
Jeffrey A. Mills  
Crier

Oral arguments will be held on Wednesday and Thursday, March 13 & 14, 2024, in the 6<sup>th</sup> floor courtroom at the Michigan Hall of Justice, 925 W. Ottawa, Lansing. If you are misidentified as the attorney arguing a case or have a conflict with the argument dates, you must immediately notify the Clerk's Office at (517) 373-0120 or [MSC\\_Clerk@courts.mi.gov](mailto:MSC_Clerk@courts.mi.gov). The schedule of arguments with their approximate start times will be linked on the Court's homepage at <http://www.courts.mi.gov/courts/supreme-court/> on February 20, 2024

#### **Calendar Cases**

No:

164975	Matthew Schafer v Kent County	1
165296	People of MI v Lantz Howard Washington	2

#### **Oral Arguments on Applications**

164050	People of MI v Dwight T. Samuels
164951	Citizens Insurance Co of America v Livingston Cnty Rd Comm'n
164953-4	Justin Childers v Progressive Marathon Insurance Co
165131	Estate of Charles Williamson v AAA of Michigan
165185	People of MI v William Edward Neilly
165210-1	Maureen St. Clair v XPO Logistics, Inc
165219	Lynette Hathon v State of Michigan
165341	Adam Masserant v State Employees Retirement System
165441	Jane Doe v Alpena Public School District
165711	In re O.O. Claudio-Perez, Minor

## **Calendar Cases**

### **No. 1 164975 (20-minute argument per side)**

MATTHEW SCHAFER, HARRY  
HUCKLEBURY, and LILLY HUCKLEBURY,  
Plaintiffs-Appellees,

Christina Martin

v (Appeal from Ct of Appeals)  
(Kent CC – Denefeld, P.)

KENT COUNTY,  
Defendant-Appellant,  
and

Matthew Nelson

KENT COUNTY TREASURER,  
Defendant.

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Arguing for amici curiae MI Ass'n of Counties & MI Ass'n  
of County Treasurers

Ted Seitz (5 mins)

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### **No. 2 165296 (20-minute argument per side)**

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellant,

Melissa Keyes

v (Appeal from Ct of Appeals)  
(St. Clair CC – Brown, E.)

LANTZ HOWARD WASHINGTON,  
Defendant-Appellee.

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Jonathan Sacks

Arguing for amicus curiae Professor Richard Friedman

Richard Friedman (5 mins)

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## **Oral Arguments on the Applications**

### **MOAA 164050 (15-minute argument per side)**

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellee,

Margaret Gillis Ayalp

v (Appeal from Ct of Appeals)  
(Wayne CC – Lillard, Q.)

DWIGHT T. SAMUELS,  
Defendant-Appellant.

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Jacqueline McCann

### **MOAA 164951 (15-minute argument per side)**

CITIZENS INSURANCE CO. OF  
AMERICA, AMERISURE MUTUAL

Michael Cook

INSURANCE CO., and AUTO-OWNERS  
INSURANCE CO.,  
Plaintiffs/Counterdefendants-Appellees,

v (Appeal from Ct of Appeals)  
(Livingston CC – Hultgren, W.)

LIVINGSTON COUNTY ROAD COMMISSION,  
Defendant/Counterplaintiff-Appellant.

Jeffrey Alber

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**MOAA 164953-4 (20-minute argument per side)**

164953  
SUSAN CHILDERS, as Conservator for  
JUSTIN CHILDERS, a Legally Incapacitated  
Person,  
Plaintiff,  
and

MICHIGAN PROPERTY & CASUALTY  
GUARANTY ASSOCIATION,  
Intervening Plaintiff-Appellee,

Benjamin Jeffers

v (Appeal from Ct of Appeals)  
(Genesee CC – Pickell, B.)

PROGRESSIVE MARATHON INSURANCE  
COMPANY,  
Defendant-Appellant.

Daniel Saylor

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164954  
SUSAN CHILDERS, as Conservator for  
JUSTIN CHILDERS, a Legally Incapacitated  
Person,  
Plaintiff-Appellee,  
and

Richard Burns, Jr.

MICHIGAN PROPERTY & CASUALTY  
GUARANTY ASSOCIATION,  
Intervening Plaintiff,

v (Appeal from Ct of Appeals)  
(Genesee CC – Pickell, B.)

PROGRESSIVE MARATHON INSURANCE  
COMPANY,  
Defendant-Appellant.

Daniel Saylor

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**MOAA 165131 (15-minute argument per side)**

PORSHA WILLIAMSON and LATESHEA  
WILLIAMSON, as Co-Personal Representatives  
of the ESTATE OF CHARLES WILLIAMSON,  
Plaintiffs-Appellees,

Kyle Kelly

v (Appeal from Ct of Appeals)

(Wayne CC – Hughes, M.)

AAA OF MICHIGAN,  
Defendant-Appellant.

Lori McAllister

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**MOAA 165185 (15-minute argument per side)**

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellee,

Heather Bergmann

v (Appeal from Ct of Appeals)  
(Kalamazoo CC – Lightvoet, P.)

WILLIAM EDWARD NEILLY,  
Defendant-Appellant.

Claire Ward

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\*\*\*\*\*Justice Bernstein is not participating\*\*\*\*\*

**MOAA 165210-1 (20-minute argument per side)**

MAUREEN ST. CLAIR,  
Plaintiff-Appellant,

Michael Dezsi

v (Appeal from Ct of Appeals)  
(Macomb CC – Maceroni, J.)

XPO LOGISTICS, INC., d/b/a UX  
ASSEMBLY AND INSTALLATION,  
Defendant/Cross-Plaintiff-Appellee,  
and

ICON HEALTH & FITNESS, INC.,  
Defendant-Appellee,  
and

Lincoln Herweyer

CMC LOGISTICS, INC.,  
Defendant/Cross-Defendant-Appellee

Thomas Cardelli

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**MOAA 165219 (15-minute argument per side)**

LYNETTE HATHON and AMY JO DENKINS,  
Individually and on Behalf of All Others Similarly  
Situated,  
Plaintiffs-Appellees,

Christopher Kaye

v (Appeal from Ct of Appeals)  
(Ct of Claims – Kelly, M.)

STATE OF MICHIGAN,  
Defendant-Appellant.

Matthew Hodges

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Arguing for amici curiae MI Ass'n of Counties & MI Ass'n  
of County Treasurers

Ted Seitz (5 mins)

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**MOAA 165341 (15-minute argument per side)**

ADAM MASSERANT,  
Petitioner-Appellant,

Russell Smith

v (Appeal from Ct of Appeals)  
(Ingham CC – Clinton, C.)

STATE EMPLOYEES' RETIREMENT SYSTEM,  
Respondent-Appellee.

Emily Zillgitt

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**MOAA 165441 (15-minute argument per side)**

JANE DOE, by Next Friend GEORGIA  
KOLOKITHAS,  
Plaintiff-Appellant,

Stephanie Arndt

(Appeal from Ct of Appeals)  
(Alpena CC – Black, K.)

ALPENa PUBLIC SCHOOL DISTRICT and  
ALPENa BOARD OF EDUCATION,  
Defendants-Appellees.

Daniel Lobello

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**MOAA 165711 (15-minute argument per side)**

In re O.O. CLAUDIO-PEREZ, Minor.

(Appeal from Ct of Appeals)  
(Kalamazoo CC – Pierangeli, G.S.)

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Arguing for Respondent-Appellant

Andrea Muroto Bilabay

Arguing for Petitioner-Appellee

Heather Bergmann

Arguing for amicus curiae Attorney General

Jennifer Rosen (5 mins)

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