

# Order

Michigan Supreme Court  
Lansing, Michigan

April 22, 2022

Bridget M. McCormack,  
Chief Justice

163382-3

SPENCER WOODMAN,  
Plaintiff-Appellant,

Brian K. Zahra  
David F. Viviano  
Richard H. Bernstein  
Elizabeth T. Clement  
Megan K. Cavanagh  
Elizabeth M. Welch,  
Justices

v

SC: 163382  
COA: 353164  
Ct of Claims: 17-000082-MZ

DEPARTMENT OF CORRECTIONS,  
Defendant-Appellee.

---

GEORGE JOSEPH,  
Plaintiff-Appellant,

v

SC: 163383  
COA: 353165  
Ct of Claims: 17-000230-MZ

DEPARTMENT OF CORRECTIONS,  
Defendant-Appellee.

---

On order of the Court, the application for leave to appeal the June 24, 2021 judgment of the Court of Appeals is considered. We direct the Clerk to schedule oral argument on the application. MCR 7.305(H)(1).

The appellants shall file a supplemental brief within 42 days of the date of this order addressing whether: (1) they prevailed in full, and are thus statutorily entitled to attorney fees under MCL 15.240(6); (2) the Court of Claims abused its discretion when it reduced by 90% the attorneys' fees awarded to the appellants based solely on the pro bono nature of Honigman LLP's representation, notwithstanding the Court of Claims' factual findings that Honigman's hourly rates and the number of hours worked were reasonable; and (3) the Court of Claims clearly erred in denying the appellants punitive damages under MCL 15.240(7). In the brief, citations to the record must provide the appendix page numbers as required by MCR 7.312(B)(1). The appellee shall file a supplemental brief within 21 days of being served with the appellants' brief. A reply, if any, must be filed by the appellants within 14 days of being served with the appellee's brief. The parties should not submit mere restatements of their application papers.



a0419

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.

April 22, 2022

---

Clerk