



April 28, 2025

Larry S. Royster
Clerk of the Court
Michigan Supreme Court
P.O. Box 30052
Lansing, MI 48909

RE: ADM File No. 2023-12: Proposed Amendment of Rule 3.602 of the Michigan Court Rules

Dear Clerk Royster:

The Board of Commissioners of the State Bar of Michigan considered ADM File No. 2023-12 at its meeting on April 25, 2025. In its review, the Board considered recommendations from the Alternative Dispute Resolution Section and the Civil Procedure & Courts Committee. The Board voted unanimously to support the proposed amendment of Rule 3.602.

While over a decade has passed since the Michigan Uniform Arbitration Act (“MUAA”), 2021 PA 371, became effective on July 1, 2013, there continues to be confusion regarding the interrelationship between the MUAA and Rule 3.602. The Act provides that “this act governs an agreement to arbitrate whenever made.” MCL 691.1683. Adding language that reflects this statutory mandate to the text of Rule 3.602 will eliminate persistent confusion and provide clarity to the bench and Bar alike.

Thank you for the opportunity to comment on the proposed amendment.

Sincerely,

A handwritten signature in dark ink, reading 'Peter Cunningham'.

Peter Cunningham
Executive Director

cc: Sarah Roth, Administrative Counsel, Michigan Supreme Court
Joseph P. McGill, President

