

# Order

Michigan Supreme Court  
Lansing, Michigan

May 18, 2022

Bridget M. McCormack,  
Chief Justice

ADM File No. 2021-45

Retention of the Amendment  
of Rule 7.306 of the Michigan  
Court Rules and Rescission of  
Administrative Order No.  
2021-5

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

On order of the Court, notice and an opportunity for comment at a public hearing having been provided, the October 27, 2021 amendment of Rule 7.306 of the Michigan Court Rules is retained and, effective immediately, is amended further as indicated below. Administrative Order No. 2021-5 is rescinded, effective immediately.

[Additions to the text are indicated in underlining and  
deleted text is shown by strikeover]

Rule 7.306 Original Proceedings

(A)-(C) [Unchanged.]

(D) Answer.

- (1) A defendant in an action filed under Const 1963, art 4, § 6(19) must file the following with the clerk within 7 days after service of the complaint and supporting brief, unless the Court directs otherwise:

(a)-(c) [Unchanged.]

- (2) In all other original actions, the defendant must file the following with the clerk within 28 days after service of the complaint and supporting brief, unless the Court directs otherwise:

(a)-(b) [Unchanged.]

(E)-(I) [Unchanged.]

- (J) Decision. The Court may set the case for argument as a calendar case~~as on leave granted~~, grant or deny the relief requested, or provide other relief that it deems appropriate, including an order to show cause why the relief sought in the complaint should not be granted.

*Staff Comment:* The additional amendment of MCR 7.306 refines the previous amendment by clarifying the timeframe for filing a supporting brief and makes subsection (J) consistent with MCR 7.313(A).

The staff comment is not an authoritative construction by the Court. In addition, adoption of a new rule or amendment in no way reflects a substantive determination by this Court.



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.

May 18, 2022

A handwritten signature in black ink, appearing to read "Larry S. Royster", written over a horizontal line.

Clerk