

# Order

Michigan Supreme Court  
Lansing, Michigan

May 20, 2026

Megan K. Cavanagh,  
Chief Justice

ADM File No. 2022-34

Brian K. Zahra  
Richard H. Bernstein  
Elizabeth M. Welch  
Kyra H. Bolden  
Kimberly A. Thomas  
Noah P. Hood,  
Justices

Amendment of Rule  
3.992 of the Michigan  
Court Rules

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On order of the Court, notice of the proposed changes and an opportunity for comment in writing and at a public hearing having been provided, and consideration having been given to the comments received, the following amendment of Rule 3.992 of the Michigan Court Rules is adopted, effective September 1, 2026.

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

## Rule 3.992 Rehearings; New Trial

- (A) ~~Time and Grounds.~~ Except for the case of a juvenile tried as an adult in the family division of the circuit court for a criminal offense, and except for a case in which parental rights are terminated, a party may seek a rehearing or new trial by filing a written motion stating the basis for the relief sought within 21 days after the date of the order resulting from the hearing or trial. In a case that involves termination of parental rights, a motion for new trial, rehearing, reconsideration, or other postjudgment relief shall be filed within 14 days after the date of the order terminating parental rights. The court may entertain an untimely motion for good cause shown.
- (B) Grounds. ~~Except as otherwise stated in this subrule, a~~A motion will not be considered unless it presents a matter not previously presented to the court, or presented, but not previously considered by the court, which, if true, would cause the court to reconsider the case. A motion that seeks relief from an order entered pursuant to MCR 3.991(A)(3) must be considered regardless of whether the matter(s) it presents were previously presented to or considered by the court.

(B)-(F) [Relettered (C)-(G) but otherwise unchanged.]

**Staff Comment (ADM File No. 2022-34):** The amendment of MCR 3.992 requires courts to consider a motion for postjudgment relief when the underlying order was entered following a referee's recommendation and before the time for filing for judicial review under MCR 3.991 has elapsed. See MCR 3.991(A)(3).

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, Elizabeth Kingston-Miller, 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 20, 2026

A handwritten signature in black ink, reading "Elizabeth Kingston-Miller", written over a horizontal line.

Clerk