

# Order

Michigan Supreme Court  
Lansing, Michigan

May 20, 2026

Megan K. Cavanagh,  
Chief Justice

ADM File No. 2025-37

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

Amendment of Rule  
7.312 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 7.312 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 7.312 Briefs, Responses to Adverse Amicus Briefs, and Appendixes in Calendar Cases and Cases Argued on the Application

(A)-(D) [Unchanged.]

(E) Time for Filing. Unless the Court directs a different time for filing,

(1) the appellant's brief and appendixes, if any, are due

(a) within 56 days of the order granting the application for leave to appeal, or within 56 days of an order appointing counsel for representation in this Court or of a ruling that the defendant-appellant is not entitled to appointed counsel, or

(b) within 42 days of the order directing the clerk to schedule oral argument on the application, or within 42 days of an order appointing counsel for representation in this Court or of a ruling that the defendant-appellant is not entitled to appointed counsel;

(2) the appellee's brief and appendixes, if any, are due

(a) within 35 days after the appellant's brief is served on the appellee in a calendar case, or within 35 days of an order appointing counsel for representation in this Court or of a ruling that the defendant-appellee is not entitled to appointed counsel, or

- (b) within 21 days after the appellant's brief is served on the appellee in a case being argued on the application, or within 21 days of an order appointing counsel for representation in this Court or of a ruling that the defendant-appellee is not entitled to appointed counsel;

(3)-(4) [Unchanged.]

(F)-(K) [Unchanged.]

**Staff Comment (ADM File No. 2025-37):** The amendment of MCR 7.312 establishes rule-based briefing deadlines in leave granted and MOAA cases following appointment of appellate counsel for an indigent defendant or a ruling that the defendant is not entitled to appointment of appellate counsel.

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

*Elizabeth Kingston-Miller*

Clerk