Personal Jurisdiction of Individuals Flowchart

See the Michigan Judicial Institute's Civil Proceedings Benchbook, Chapter 2, for more information on personal jurisdiction. Individual present in the state Personal Jurisdiction Yes See MCL 600.701(1) Personal Jurisdiction when process was served? No Personal Jurisdiction See MCL 600.701(3) No No Yes No Consent was given Yes Personal Jurisdiction Defendant was Individual domiciled in the state free of misrepresenta-See MCL 600.701(2) served with process when process was served? No tion, duress, abuse of as provided by economic power, or court rules? See No Michigan is a reaother unconscionable MCL 600.745(2)(d) Yes sonably convemeans? See MCL nient place for 600.745(2)(c) Court has subject-matter Individual consented to jurisdiction (an Yes trial? See MCL Yes jurisdiction? See MCL agreement is the only basis for jurisdic-600.745(2)(b) 600.745(2)(a) tion)? Personal Jurisdiction No See MCL 600.705(1)-(7) No Personal Jurisdiction Individual transacts business within the Yes state? Individual has purposefully availed themselves Yes of the privilege of acting in the state, the cause No of action arises from the individual's activities in the state, and the individual's acts are sub-Individual has acted or stantial enough to render jurisdiction reason-Individual maintains No able? caused an act to be done, a domicile in Michior consequences to occur Individual has received Yes gan while subject to a in the state resulting in an Yes adequate notice of the marital or family reaction for tort? suit? lationship which is No the basis for a claim Individual is acting as a di-Individual has enfor divorce, alimony, Yes rector, manager, trustee, or Yes Individual owns, uses tered into a contract separate mainteother officer of a corpora-Individual contracted to or possesses real or nance, property setfor services to be ren-Nο tion incorporated under the insure a person, propertlement, child tangible personal dered or materials to Personal ty, or risk located in the laws of Michigan or that has property located in be furnished in Michisupport, or child cus-No **Jurisdic-**No No its principal place of busi-No state at the time of con-No tion tody? the state? gan by defendant? ness in Michigan? tracting?

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Authorities:

Glenn v TPI Petroleum, Inc, 305 Mich App 698, 707-709 (2014)

Lease Acceptance Corp v Adams, 272 Mich App 209 (2006)

Turcheck v Amerifund Fin, Inc, 272 Mich App 341 (2006)

Electrolines, Inc v Prudential Assurance Co, Ltd, 260 Mich App 144, 166-167 (2003)

Oberlies v Searchmont Resort, 246 Mich App 424, 432 (2001)

Mullane v Central Hanover Bank & Trust Co, 339 US 306, 313 (1950)

Kruger v Williams, 410 Mich 144, 158 (1981)

Int'l Shoe Co v Washington, 326 US 310. 316 (1945)

Jeffrey v Rapid American Corp, 448 Mich 178, 185-186 (1995)

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