

# Order

Michigan Supreme Court  
Lansing, Michigan

February 2, 2021

Bridget M. McCormack,  
Chief Justice

160888

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

LOUIS JACKSON, MICHAEL C. BIRAC, LEE  
CRAFT, GAYLYNN CRAFT, RONALD  
HAYES, EVERTT HODGE, STEFANIE BOYD,  
LISA SMITH, and MALIK LOWRY,  
Plaintiffs-Appellants,

and

SMFJ and DONALD SWINNEY,  
Plaintiffs,

v

SC: 160888  
COA: 344058  
Oakland CC: 2018-162877-NZ

SOUTHFIELD NEIGHBORHOOD  
REVITALIZATION INITIATIVE, FRED ZORN,  
ETOILE LIBBETT, MICHAEL A.  
MANDELBAUM, CITY OF SOUTHFIELD, KEN  
SIVER, OAKLAND COUNTY TREASURER,  
SOUTHFIELD NON-PROFIT HOUSING  
CORPORATION, SUSAN WARD WITKOWSKI,  
a/k/a SUSAN WARD or SUSAN WITKOWSKI,  
GERALD WITKOWSKI, and ANDREW  
MEISNER,

Defendants-Appellees.

---

On order of the Court, the application for leave to appeal the December 19, 2019 judgment of the Court of Appeals is considered. Pursuant to MCR 7.305(H)(1), in lieu of granting leave to appeal, we VACATE the judgment of the Court of Appeals and we REMAND this case to the Oakland Circuit Court for reconsideration of the defendants' motions for summary disposition in light of *Rafaeli v Oakland Co*, \_\_\_ Mich \_\_\_ (Docket No. 156849, decided on July 17, 2020). In all other respects, leave to appeal is DENIED, because we are not persuaded that the remaining questions presented should now be reviewed by this Court.

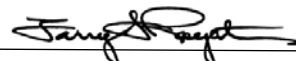
We do not retain jurisdiction.



b0125

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.

February 2, 2021

  
Clerk