Court of Appeals, State of Michigan

ORDER

JOSEPH S DULAK V MENOMINEE COUNTY ELECTION COMMISSION

Docket No. 377540

LC No. 25-018006-AA

Philip P. Mariani
Presiding Judge

Stephen L. Borrello

Michael J. Riordan
Judges

On the Court's own motion, plaintiff-appellant shall file a supplemental brief within 21 days after the date of this order addressing whether this appeal should be dismissed because it has become moot. See https://www.ehextra.com/news/joe-dulak-recall-effort-fails/article_f246ddc0-d0c9-4581-884c-a363f2debca3.html (accessed February 11, 2026) (media article indicating recall effort against plaintiff-appellant failed due to not collecting enough valid signatures). The supplemental brief shall specifically address whether the appeal has become moot because the 180-day period during which the recall petition at issue was valid for circulation under MCL 168.952(8) has expired without sufficient valid signatures being collected. This shall include consideration of whether such a 180-day period began to run on August 11, 2025, i.e., 40 days after the appeal to the circuit court was filed in this matter, so that the 180-day period expired on February 9, 2026.

Alternatively, if plaintiff-appellant no longer wishes to pursue this appeal because he now believes it is moot (or otherwise no longer wishes to pursue the appeal), he may file a motion to withdraw the appeal within 21 days after the date of this order.

Presiding Judge

A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

February 20, 2026
Date

Chief Clerk