Court of Appeals, State of Michigan

ORDER

NOAH ZAINEA V MICHIGAN HIGH SCHOOL ATHLETIC ASSOCIATION

Docket No. 383162

LC No. 26-021601-CZ

Michael J. Riordan
Presiding Judge

Kathleen A. Feeney

Daniel S. Korobkin
Judges

The motions for immediate consideration and the motion for expedited review on appeal are GRANTED.

The motion to supplement the record is DENIED.

The motion to waive the requirements of MCR 7.209(A)(3) is GRANTED.

The motion for stay pending appeal is DENIED.

The application for leave to appeal is DENIED for failure to persuade the Court of the need for immediate appellate review.

Presiding Judge

Feeney, J., would GRANT the motions for immediate consideration and the motion for expedited review on appeal, DENY the motion to supplement the record, and GRANT the motion to waive the requirements of MCR 7.209(A)(3). I would, however, GRANT the motion for stay pending appeal and GRANT the application for leave to appeal. We review a trial court's grant of injunctive relief for an abuse of discretion and I believe that the decision to grant the TRO falls outside the range of principled outcomes. Pontiac Fire Fighters Union Local 376 v City of Pontiac, 482 Mich 1, 8; 753 NW2d 595 (2008). The trial court erred in granting the temporary restraining order without satisfying the requirements of MCR 3.310(B) and (C). Further, scheduling the hearing on this TRO to be held three days after the playoff game that was moved from October 30th to November 3rd only compounds the issues raised herein. "Given the extraordinary nature of injunctive relief, our court rules contemplate expeditious resolution of the underlying claim or claims once a preliminary injunction issues." Id. at 9.

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

November 3, 2026
Date

Chief Clerk