STATE OF MICHIGAN

COURT OF CLAIMS

DETROIT NEWSPAPER PARTNERSHIP,

Plaintiff,

v Case No. 25-000088-MT

MICHIGAN DEPARTMENT OF TREASURY, Hon. Randy J. Wallace

Defendant.
_____ /

ORDER REGARDING 2/18/26 MOTION TO COMPEL AFTER *IN CAMERA* REVIEW

Plaintiff moved to compel defendant, the Michigan Department of Treasury (Treasury), to produce documents withheld from production during discovery. Following a hearing on the motion, the Court entered an order on June 11, 2026, denying plaintiff's motion to compel as it related to e-mails identified on Treasury's privilege log as entry 2. The Court was unable to rule on the motion as it related to an April 12, 2012 memorandum identified on Treasury's privilege log as entry 1 without reviewing the memorandum. The Court ordered Treasury to provide the Court with a copy of the 2012 memorandum for the Court's *in camera* review.

After *in camera* review of the material submitted by Treasury, plaintiff's motion to compel production of the 2012 memorandum is DENIED because the Court finds that the memorandum is subject to the deliberative-process privilege pursuant to *Ostoin v Waterford Twp Police Dept*, 189 Mich App 334, 337-338; 471 NW2d 666 (1991), and plaintiff has not made a sufficient showing of need to overcome the privilege. *Id*. at 338.

IT IS SO ORDERED. This order does not resolve the last pending claim and does not close the case.

Date: June 23, 2026

Hon. Randy J. Wallace
Judge, Court of Claims