STATE OF MICHIGAN

COURT OF CLAIMS

PETER BORMUTH,

Plaintiff,

v

Case No. 25-000097-MZ

JOCELYN BENSON, in her official capacity as Secretary of State,

Hon. Michael F. Gadola

Defendant.
_____ /

ORDER STRIKING DEFENDANT'S 8/6/25 MOTION FOR SUMMARY DISPOSITION OF PLAINTIFF'S AMENDED COMPLAINT

Plaintiff filed this lawsuit on June 11, 2025. On July 15, 2025, defendant moved for summary disposition under MCR 2.116(C)(7), (8), and (10). Plaintiff filed an amended complaint the following day. Defendant moved for summary disposition of the amended complaint on August 6, 2025. On August 11, 2025, however, this Court entered an order striking the amended complaint because plaintiff failed to seek leave of the Court to amend as required by MCR 2.118(A). On the Court's own motion, IT IS ORDERED:

1. The Court STRIKES defendant's August 6, 2025 motion for summary disposition of the July 16, 2025 amended complaint and the related response and reply.

2. Defendant can renew its motion for summary disposition of the June 11, 2025 complaint or file a new motion for summary disposition of the June 11, 2025 complaint. Any motion for summary disposition must be filed within 21 days of the date of this order.

3. Plaintiff's response to defendant's motion for summary disposition must be filed with the Court and served within 14 days of the date after the date of filing as it appears in the title of defendant's motion. Court of Claims LCR 2.119(C)(2).

4. Any reply brief must be filed and served within 4 days after the response is filed. Court of Claims LCR 2.119(C)(4).

IT IS SO ORDERED. This is not a final order and does not close the case.

Date: May 14, 2026

Hon. Michael F. Gadola
Chief Judge, Court of Claims