STATE OF MICHIGAN

COURT OF CLAIMS

MICHIGAN GRASSROOTS ALLIANCE,

Plaintiff,

v Case No. 26-000047-MZ

MICHIGAN DEPARTMENT OF STATE, Hon. Michael F. Gadola

Defendant.
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ORDER DENYING PLAINTIFF'S 9/4/26 MOTION FOR RECONSIDERATION

On August 28, 2026, the Court entered an order granting defendant's motion to withdraw deemed admissions. On September 4, 2026, plaintiff moved for reconsideration of that order. The Court DENIES plaintiff's motion for failure to demonstrate a palpable error by which the parties have been misled, Court of Claims LCR 2.119(F)(3), and here provides the basis for its ruling granting defendant's motion.

Plaintiff filed this lawsuit on March 6, 2026. On May 4, 2026, defendant moved for summary disposition under MCR 2.116(C)(5), (7), (8), and (10) in lieu of an answer. That motion was fully briefed by June 8, 2026. On June 18, 2026, plaintiff served a first set of discovery on defendant. Before defendant's responses were due, defendant moved for a stay of discovery pending final resolution of its motion for summary disposition. The Court entered an order granting a stay of discovery pending resolution of defendant's motion for summary disposition.

On August 25, 2026, plaintiff moved for partial summary disposition based on defendant's deemed admissions, asserting that defendant admitted the matters at issue in plaintiff's requests for admission by failing to respond to those requests within 28 days of service. On August 26, 2026, defendant moved to withdraw its deemed admissions. The record before the Court showed that good cause existed to grant defendant's motion. Plaintiff served its discovery requests in violation of MCR 2.301(A)(1) and MCR 2.302(A)(7). Further, defendant moved for a protective order to stay discovery before its responses to the discovery requests became due and the Court granted the motion.

This is not a final order and does not close the case.

Date: September 9, 2026

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