STATE OF MICHIGAN

COURT OF CLAIMS

MICHAEL A. COX and MIKE COX 2026,

Plaintiffs,

v

Case No. 26-000151-MZ

MICHIGAN DEPARTMENT OF STATE and JOCELYN BENSON,

Hon. Michael F. Gadola

Defendants.
_____ /

ORDER DENYING PLAINTIFFS' RENEWED MOTION FOR EXPEDITED CONSIDERATION

Before the Court is plaintiffs' August 21, 2026 renewed motion for expedited consideration. The Court DENIES the motion.

Plaintiffs filed this action under the Freedom of Information Act, MCL 15.231 *et seq*., on July 16, 2026. On August 18, 2026, plaintiffs moved for expedited consideration. The Court denied the motion as moot in an order entered on August 21, 2026. The Court noted that just over three hours after plaintiffs filed their motion for expedited consideration, defendants moved for summary disposition in lieu of filing an answer, leaving plaintiffs free to respond to the motion as quickly as they wished, and any reply by defendants would have to be filed and served within four days of plaintiffs' filing of a response.

At 4:23 p.m. on August 20, 2026, plaintiffs filed an expedited motion to amend the complaint or serve a supplemental pleading in the alternative. That motion was docketed on

August 21. On August 21, plaintiffs filed the present motion for expedited consideration of their proposed amended complaint even though the Court had not yet ruled on the motion. On August 21, 2026, the Court entered an order that set an expedited briefing schedule regarding plaintiff's motion to amend. On September 8, 2026, the Court entered an order granting plaintiffs' motion to amend and directing defendants to respond to the first-amended complaint within seven days. If defendants move for summary disposition in lieu of answering the first-amended complaint, plaintiffs may respond to the motion as quickly as they wish, and any reply by defendants must be filed and served within four days of plaintiffs' filing of a response. 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: September 11, 2026

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