STATE OF MICHIGAN

COURT OF CLAIMS

ROBERT DAVIS,

Plaintiff,

v

Case No. 26-000167-MB

JOCELYN BENSON, in her official capacity as the duly elected Secretary of State,

Hon. Randy J. Wallace

Defendant.
_____ /

ORDER REGARDING PLAINTIFF'S 8/21/26 EMERGENCY MOTION FOR CLARIFICATION OF 8/10/26 SCHEDULING ORDER

On August 6, 2026, plaintiff filed a complaint in this election-related case that contained four counts and 142 paragraphs. Plaintiff also filed an emergency motion for an evidentiary hearing and issuance of discovery subpoenas. On August 10, 2026, this Court granted plaintiff's request for expedited consideration and established a scheduling order. The scheduling order directed defendant to file a responsive pleading and a response to the emergency motion by 4:00 p.m. on August 20, 2026. The order stated that if defendant filed a motion for summary disposition, plaintiff's response was due by 4:00 p.m. on August 27, 2026.

On August 11, 2026, plaintiff filed an amended complaint. The amended complaint contains seven counts and 243 paragraphs.

Defendants timely moved for summary disposition of the amended complaint at 3:33 p.m. on August 20, 2026.

On August 21, 2026, plaintiff filed an emergency motion for clarification of whether the deadlines in the August 10, 2026 scheduling order are applicable given his filing of an amended complaint. The August 10, 2026 scheduling order is the only scheduling order that has been entered in this case. Defendant timely moved for summary disposition of the amended complaint in accordance with that order. Plaintiff must respond to defendant's motion for summary disposition by 4:00 p.m. on Thursday, August 27, 2026, as stated in the scheduling order.

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

Date: August 21, 2026

Randy J. Wallace
Judge, Court of Claims