STATE OF MICHIGAN

COURT OF CLAIMS

LINDSAY ANN DUNESKI as next friend of CINAMON CHARMAINE RIGMAIDEN,

Plaintiff,

v

Case No. 26-000203-MB

THIRD JUDICIAL CIRCUIT COURT, JUDGE TRACY E. GREEN, CHIEF JUDGE EDWARD EWELL, JR., and WAYNE COUNTY DETAINING AUTHORITIES,

Hon. Sima G. Patel

Defendants.
_____ /

ORDER OF DISMISSAL

On September 28, 2026, the Court ordered plaintiff to show cause why this matter should not be dismissed for lack of a verified claim or notice of intention to file a claim under MCL 600.6431(2)(d) of the Court of Claims Act (COCA). The order noted, "The September 25, 2026 complaint does not contain a signature and verification by the claimant *before an officer authorized to administer oaths* as required by MCL 600.6431(2)(d) and MCL 600.6434(2)." The order instructed plaintiff that to remedy this deficiency she could file an amended complaint including the language "I declare under penalty of perjury that this Complaint has been examined by me and that its contents are true to the best of my information, knowledge, and belief," and "signed *before a licensed notary*."

On October 8, 2026, plaintiff filed amended complaint including the language from the Court's show cause order. However, plaintiff did not sign the amended complaint before a licensed

notary as clearly instructed in the Court's order. The requirements of the COCA are conditions precedent to "successfully expose the defendant state agencies to liability," *Fairley v Dep't of Corrections*, 497 Mich 290, 298; 871 NW2d 129 (2015), and the failure to comply with the notice and verification requirements mandates dismissal of the case, *Elia Cos, LLC v Univ of Mich Regents*, 511 Mich 66, 68; 993 NW2d 392 (2023). Accordingly:

The Court DISMISSES plaintiff's action without prejudice to plaintiff initiating a new action in conformance with the COCA. This is a final order resolving all issues in this matter.

Date: October 9, 2026

Hon. Sima G. Patel
Judge, Court of Claims