Order

Michigan Supreme Court
Lansing, Michigan

November 20, 2026

Megan K. Cavanagh,
Chief Justice

Brian K. Zahra
Richard H. Bernstein
Elizabeth M. Welch
Kyra H. Bolden
Kimberly A. Thomas
Noah P. Hood,
Justices

SC: 170184 & (50)
COA: 371309
Oakland CC: 2022-192288-CZ

ATTITUDE WELLNESS, LLC,
Plaintiff-Appellee,

v

CITY OF ROYAL OAK,
Defendant-Appellant,

and

PGSH HOLDINGS, LLC,
Intervening Defendant-Appellee.

On order of the Court, the application for leave to appeal the April 23, 2026 judgment of the Court of Appeals is considered and, pursuant to MCR 7.305(I)(1), in lieu of granting leave to appeal, we REVERSE the judgment of the Court of Appeals and REMAND this case to the Oakland Circuit Court for reinstatement of its January 31, 2024 order granting defendant City of Royal Oak's motion for summary disposition. In *Exclusive Capital Partners LLC v City of Royal Oak*, ___ Mich ___ (July 23, 2026) (Docket Nos. 168243-4), this Court determined that the Royal Oak City Manager is not a "public body" under the Open Meetings Act, MCL 15.261 *et seq*., for purposes of administering the marijuana retail licensing selection process under the City of Royal Oak's recreational marijuana establishments ordinance. That determination is dispositive of the issue presented in defendant City of Royal Oak's application for leave to appeal here. The motion for peremptory reversal is GRANTED.

I, Elizabeth Kingston-Miller, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

November 20, 2026

Clerk