

<b>STATE OF MICHIGAN JUDICIAL DISTRICT JUDICIAL CIRCUIT PROBATE COURT</b>	<b>ORDER FOR CHANGE OF VENUE</b>	<b>CASE NO. and JUDGE</b>
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Court address \_\_\_\_\_

Court telephone no. \_\_\_\_\_

Plaintiff's name, address, and telephone no.
Plaintiff's attorney, bar no., address, and telephone no.

**v**

Defendant's name, address, and telephone no.
Defendant's attorney, bar no., address, and telephone no.

1. The case was filed on \_\_\_\_\_ .  
     Date \_\_\_\_\_
- ☐ Service was made on \_\_\_\_\_ .  
     Date(s) (If more than one defendant has been served, list names and dates served for each defendant.)
- ☐ Judgment was entered on \_\_\_\_\_ .  
     Date \_\_\_\_\_
2. On ☐ the court's own initiative ☐ motion by \_\_\_\_\_  
 for a change of venue in this case, the court finds that venue is ☐ proper. ☐ improper.  
 (Use note: If venue is proper, the court may not change the venue on its own initiative but may do so only on motion of a party. MCR 2.222[B]  
 If venue is improper, the court may change venue on its own initiative with notice to the parties and an opportunity to be heard. MCR 2.223[A])

**IT IS ORDERED:**

- ☐ 3. Venue is changed and this case shall be transferred to \_\_\_\_\_  
 by \_\_\_\_\_ .  
     Date \_\_\_\_\_
- Reason for change (check as many as apply):
- a. ☐ Venue is improper. (MCR 2.223)
  - b. ☐ Venue is proper only because of the joinder of a codefendant who was not joined in good faith but only to control venue. (MCR 2.225)
  - c. ☐ Multiple claims are joined in the action, and the venue of one or more would have been improper if the claims had been brought in separate actions. (MCR 2.222[C])
  - d. ☐ Convenience of the parties, witnesses, or attorneys. (MCR 2.222[A])
  - e. ☐ An impartial trial cannot be held where the action is pending. (MCR 2.222[A])
  - f. ☐ Other (must specify applicable court rule): \_\_\_\_\_

- ☐ 4. Causes of action are severed. The cause of action entitled \_\_\_\_\_  
 \_\_\_\_\_  
 shall be transferred. The balance of the case shall be retained by this court.

- ☐ 5. Filing fees have been waived.
- ☐ 6. \_\_\_\_\_ shall pay the filing fees in the receiving court within 28 days of this order. ☐ Plaintiff shall pay reasonable compensation and attorney fees to the defendant.
- ☐ a. Venue was proper but is changed. No further proceedings shall be had after transfer until these costs and expenses are paid. If costs and expenses are not paid within 28 days of the date of this order, this case will be transferred back to this court. MCR 2.222(A), MCR 2.222(C)
- ☐ b. Venue was improper and is changed. No further proceedings shall be had after transfer until costs and expenses have been paid. If costs and expenses are not paid within 28 days of the date of this order, this case will be dismissed. MCR 2.223(C)(2), MCR 2.225(C)(1)

Additional information regarding the change of venue process can be found [here](#).

- ☐ 7. Costs and/or expenses of the trial shall be paid by \_\_\_\_\_ upon presentment of an order of a judge presiding in the jurisdiction to which the case is transferred. (MCL 600.1655)
- ☐ 8. The clerk of the court must prepare the case records for transfer in accordance with this order and the Michigan Trial Court Records Management Standards and send them to the receiving court by a secure method.  
If a jury fee has already been paid to this court, it shall be forwarded to the court to which this action is transferred.
- ☐ 9. The motion is ☐ denied ☐ dismissed because: \_\_\_\_\_

\_\_\_\_\_  
Judge signature and date

**NOTICE OF REFUSAL OF TRANSFER**

I have reviewed this order and it lacks the information necessary for this court to determine under which rule the transfer was ordered. This court refuses to accept the transfer and the case is returned to the transferring court for a proper order.

\_\_\_\_\_  
Clerk/Deputy clerk signature and date