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Lansing, MI

48933-2012

July 31, 2012

Corbin Davis
Clerk of the Court
Michigan Supreme Court
P.O. Box 30052
Lansing, MI 48909

RE: ADM File No. 2011-06 – Proposed Amendment of Rule 2.603 of the Michigan Court Rules

Dear Clerk Davis:

At its July 27, 2012 meeting, the Board of Commissioners of the State Bar of Michigan considered the above rule amendment published for comment. In its review, the Board considered a recommendation from the Civil Procedure & Courts Committee (attached). The Board voted to support the amendment.

We thank the Court for the opportunity to comment on the proposed amendments.

Sincerely,



Janet K. Welch
Executive Director

cc: Anne Boomer, Administrative Counsel, Michigan Supreme Court
Julie I. Fershtman, President

Report on Public Policy Position

Name of committee:

Civil Procedure and Courts Committee

Contact person:

Daniel D. Quick

E-Mail/Phone:

dquick@dickinsonwright.com

Proposed Court Rule or Administrative Order Number:

ADM 2011-06 Proposed Amendment of MCR 2.603

The proposed amendment of MCR 2.603 would clarify that a court clerk could enter a default judgment if the requested damages are less than the amount claimed in the original complaint, to reflect payments that may have been made or otherwise credited.

Date position was adopted:

May 23, 2012

Process used to take the ideological position:

Position adopted after discussion and vote.

Number of members in the decision-making body:

20

Number who voted in favor and opposed to the position:

14 Voted for position
1 Voted against position
0 Abstained from vote
5 Did not vote

Recommendation:

Support

The text of any legislation, court rule, or administrative regulation that is the subject of or referenced in this report.

http://courts.michigan.gov/supremecourt/Resources/Administrative/2011-06_2012-04-18_formatted-order.pdf