

2009-13

>>> Larry Bennett <lbennett.atty@gmail.com> 10/1/2009 12:51 PM >>>

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September 26, 2009

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

**Re: ADM File No: 2009-13**

**Proposed Amendments of MCR 2.112 and MCR 2.118**

Dear Mr. Davis

Please consider this letter/email as supporting the position taken by the Michigan Association for Justice as set forth in the September 25, 2009 letter of Barry Gates.

The positions supported in the above letter are balanced, fair and reasonable. In addition, they reduce the cost of litigation to all parties and result in matters being litigated on their merits as opposed to procedural errors that do not affect substantial rights. As set forth in MCR 1.105, our court rules aim to provide Michigan citizens with a "just, speedy, and economical determination of every action and to avoid the consequences of error that does not affect the substantial rights of the parties." The MAJ positions request nothing more, and nothing less, than what we as a profession have set forth in MCR 1.105.

Thank you for your consideration of this letter and that of Mr. Gates.

Very truly yours,



Larry W. Bennett