



Michigan Supreme Court
State Court Administrative Office
Trial Court Services Division
Michigan Hall of Justice
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John D. Ferry, Jr., State Court Administrator

M E M O R A N D U M

DATE: December 17, 2004

TO: District and Municipal Court Judges
cc: Clerks of the Court

FROM: Nial Raaen, Director

SUBJ: SCAO Administrative Memorandum 2004-17
Judgment Lien; Certification of Notice of Judgment Lien

2004 Public Act 136, effective September 1, 2004, created MCL 600.2801 and a process by which judgments of this state may be certified for purposes of filing with the Register of Deeds for the county where real property is located.

MCR 600.2801(a) defines a "judgment" as being one of the following:

- (i) A court of record of this state.
- (ii) A United States district court or bankruptcy court.
- (iii) A foreign judgment filed under the uniform enforcement of foreign judgments act, 1996 PA 502, MCL 691.1171 to 691.1179.

Neither municipal courts nor small claims courts are courts of record. Therefore, clerks should not certify notices of judgment lien for judgments entered in these courts. [Const 1963, art 6, § 19, MCL 600.1416, 600.8411]

Questions may be directed to Sandi Hartnell at (517) 373-0122.