

# Order

**Michigan Supreme Court  
Lansing, Michigan**

September 23, 2020

Bridget M. McCormack,  
Chief Justice

ADM File No. 2020-03

David F. Viviano,  
Chief Justice Pro Tem

Administrative Order No. 2020-20

Stephen J. Markman  
Brian K. Zahra  
Richard H. Bernstein  
Elizabeth T. Clement  
Megan K. Cavanagh,  
Justices

Administrative Order  
Regarding Election-Related  
Litigation

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## Administrative Order No. 2020-20 – Election-Related Litigation Procedures

In an effort to promote the efficient and timely disposition of election-related litigation, the Court adopts the following requirements and procedural rules, effective immediately.

1. Court proceedings regarding an election matter lawsuit may not be instituted and orders may not be issued except upon a written complaint filed pursuant to the pertinent MCR provision. A full and complete record of the proceedings must be kept.
2. Upon the filing of a complaint regarding an election matter, the following persons must be notified of the lawsuit as soon as practicable:
  - (a) Supreme Court Clerk
  - (b) State Director of Elections
  - (c) Attorney General Civil Litigation, Employment, & Elections Division (if the complaint is against the state or one of its subdivisions).

The State Court Administrator will circulate a memo before each election that identifies the names and contact information for the individuals and offices listed above.

3. The chief judge or chief judge's designee of the court in which the election matter lawsuit is filed must provide the following information to the Supreme Court Clerk:

- (a) Case number and names of parties;
  - (b) Name of assigned judge and the telephone number where he or she can be reached;
  - (c) Brief statement of the issues;
  - (d) Brief statement of the case status; and
  - (e) An electronic copy of the final order or judgment, or an order granting a stay or injunctive relief at the email address provided in the memo referenced above.
4. On or before the date of an election, the Court of Appeals will publish on the home page of its website information for contacting that court's clerk's office after business hours and the steps required of a party who might wish to seek emergency appellate relief.

*Staff Comment:* This administrative order requires various notifications and information to be made regarding election-related litigation.

The staff comment is not an authoritative construction by the Court. In addition, adoption of a new rule or amendment in no way reflects a substantive determination by this Court.



I, Larry S. Royster, 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.

September 23, 2020

A handwritten signature in black ink, appearing to read "Larry S. Royster", written over a horizontal line.

Clerk