

February 1, 2021

Larry S. Royster
Clerk of the Court
Michigan Supreme Court
P.O. Box 30052
Lansing, MI 48909

RE: ADM File No. 2020-19 – Proposed Amendment of Rule 2.302 of the Michigan Court Rules

Dear Clerk Royster:

At its January 22, 2021 meeting, the Board of Commissioners of the State Bar of Michigan considered ADM File No. 2020-19. In its review, the Board considered recommendations from the Access to Justice Policy Committee, Civil Procedure & Courts Committee, Criminal Jurisprudence & Practice Committee, and Appellate Practice Section.

The Board voted unanimously to oppose the proposed rule because of concerns with: (1) the financial burdens the proposed amendment may place on litigants, especially low- and moderate-income individuals; (2) the administrative burdens the proposed amendment may place on courts; and (3) the lack of clarity surrounding how recordings – particularly those that are complex or difficult to decipher – would be transcribed.

We thank the Court for the opportunity to convey the Board's position.

Sincerely,



Janet K. Welch
Executive Director

cc: Anne Boomer, Administrative Counsel, Michigan Supreme Court
Robert J. Buchanan, President