

**Court of Appeals, State of Michigan**

**ORDER**

The Tea Party v Board of State Canvassers

Michael J. Kelly  
Presiding Judge

Docket No. 299805

Patrick M. Meter

LC No. 00-000000

Donald S. Owens  
Judges

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The Court orders that the motion for immediate consideration is GRANTED.

The motion to intervene is GRANTED.

The complaint for mandamus is DENIED. In light of plaintiff's failure to strictly comply with the requirements of MCL 168.685(4), plaintiff fails to establish a clear legal duty on the part of defendant to certify the petition. See *Michigan Civil Rights Initiative v Board of State Canvassers*, 268 Mich App 506, 515; 708 NW2d 139 (2005).

This order shall have immediate effect. MCR 7.217(F)(2).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

AUG 30 2010

Date

*Sandra Schultz Mengel*  
Chief Clerk