

# Court of Appeals, State of Michigan

## ORDER

Daniel Adair v State of Michigan

Docket No. 302142

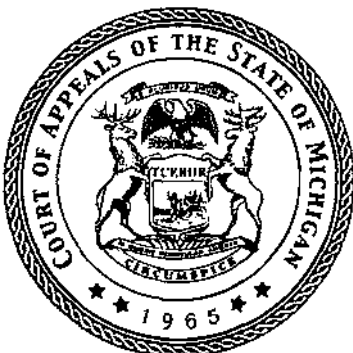
Peter D. O'Connell  
Presiding Judge

Michael J. Talbot

Donald S. Owens  
Judges

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The Court orders that the Motion Challenging Re-Assignment of Panel is DENIED. Both MCR 7.206(D)(3), which was in effect at the time this original action was filed, and MCR 7.206(D)(3), which replaced MCR 7.206(D)(3) and has been effective since January 1, 2012, require that the merits of an original action to enforce the Headlee Amendment be determined by a case call panel randomly selected by a blind draw of all the judges of this Court. The panel that conducted the preliminary hearing of the complaint under the prior court rule was a motion hearing panel composed of judges drawn only from District IV of this Court. That panel does not satisfy the requirement of either the prior or amended court rule.



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

MAR 08 2013

Date

A handwritten signature in black ink, appearing to read "Larry S. Royster", is written over a horizontal line. Below the line, the words "Chief Clerk" are printed.

Chief Clerk