

Court of Appeals, State of Michigan

ORDER

International Outdoor Inc v SS Mitx LLC

Docket No. 345784

LC No. 2016-155472-CB

Mark J. Cavanagh
Presiding Judge

Colleen A. O'Brien

Jonathan Tukel
Judges

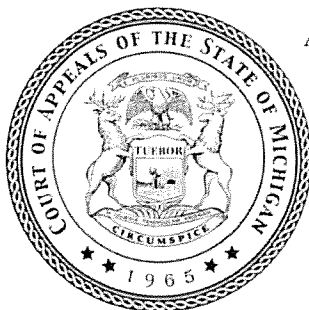
The Court orders that the motion for immediate consideration is GRANTED.

The motion for remand is GRANTED. Pursuant to the authority granted in MCR 7.216(A)(5), the case is REMANDED for an evidentiary hearing for the parties to develop a record and trial court to consider additional relevant evidence. The trial court may take further testimony as it deems necessary. After considering the additional evidence, the trial court shall decide the pending motion for relief from judgment. MCR 7.208(A)(1). Where appellant already has initiated proceedings, the trial court's orders related to the motion for relief from judgment shall be given full force and retroactive effect. MCR 7.216(A)(7).

Appellant shall file with the Clerk of this Court copies of all orders entered on remand within 14 days after entry. The trial court shall hear and decide the matter within 56 days of the Clerk's certification of this order. The trial court shall make findings of fact and a determination on the record. Appellant shall cause a transcript of any hearing on remand to be prepared and filed within 21 days after completion of the proceedings. Appellant may file a supplemental brief pertaining to the issues raised on remand within 21 days after entry of the trial court's order deciding the matter or 21 days after the transcript of the hearing is filed, whichever is later. Appellee may file a supplemental brief in response.

This order is to have immediate effect, MCR 7.215(F)(2).

The Court retains jurisdiction.



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

AUG 15 2019

Date


Chief Clerk