

Court of Appeals, State of Michigan

ORDER

In re Apportionment - Lenawee County - 2011

Docket No. 303945

LC No.

Kirsten Frank Kelly
Presiding Judge

Michael J. Talbot

Cynthia Diane Stephens
Judges

The Court orders, pursuant to MCR 7.206(D)(3), that the petition to review apportionment is DISMISSED for lack of merit in the grounds presented. The apportionment plan adopted on April 7, 2011, satisfies the requirements of the laws of this state. MCL 46.404; MCL 46.406. The adopted appointment plan creates a maximum population deviation below the 11.9% population variance allowed by *In re Apportionment of Wayne Co Bd of Comm'rs- 1982*, 413 Mich 224; 321 NW2d 615 (1982), on the basis of *Abate v Mundt*, 403 US 182; 91 S Ct 1904; 29 L Ed 2d 399 (1971). The population divergence criterion of 11.9% total variation does not include an additional equidistant range limitation precluding individual districts from a variance greater than 5.95% from the ideal population. *In re Apportionment of Tuscola Co Bd of Comm'rs - 2001*, 466 Mich 78; 644 NW2d 44 (2002).



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

JUN 29 2011

Date


Chief Clerk