

# Order

Michigan Supreme Court  
Lansing, Michigan

June 19, 2015

Robert P. Young, Jr.,  
Chief Justice

149851(72)(73)

Stephen J. Markman  
Mary Beth Kelly  
Brian K. Zahra

THE RESERVE AT HERITAGE  
VILLAGE ASSOCIATION,  
Plaintiff-Appellant,

Bridget M. McCormack  
David F. Viviano  
Richard H. Bernstein,  
Justices

v

SC: 149851  
COA: 317830  
Macomb CC: 2012-000133-CH

WARREN FINANCIAL ACQUISITION,  
LLC, HERITAGE VILLAGE SINGLE  
FAMILY, INC., HERITAGE VILLAGE  
MASTER COMMUNITY  
ASSOCIATION, GRAND/SAKWA  
PROPERTIES, LLC, GRAND/SAKWA  
OF WARREN, LLC, GARY SAKWA,  
NICK DONOFRIO, WHITEHALL  
PROPERTY MANAGEMENT, INC.,  
CHRISTINE METIVA, STANLEY L.  
SCOTT, DAVID A. GANS, WINNICK  
HERITAGE VILLAGE, LLC, and  
RESERVE MORTGAGE HOLDING, LLC,  
Defendants-Appellees,

and

RESERVE MORTGAGE HOLDING, LLC,  
Intervening Plaintiff,

v

THE RESERVE AT HERITAGE VILLAGE  
ASSOCIATION,  
Intervening Defendant.

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On order of the Court, to the extent that plaintiff-appellant's motion for reconsideration is directed at Justice Bernstein's decision to recuse himself from participating in this Court's April 28, 2015 order, it is considered and it is DENIED because the "familial relationship" referenced in Justice Bernstein's recusal statement was based on his brother-in-law's business association with several defendants-appellees.

The motion for reconsideration, as it pertains to the Court's denial of the application for leave to appeal, is also DENIED, because it does not appear that the order was entered erroneously. The motion to strike filed by defendants-appellees is DENIED as moot.

BERNSTEIN, J., participating only in the denial of the motion for reconsideration to the extent it pertains to his recusal.



d0616

I, Larry S. Royster, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

June 19, 2015

A handwritten signature in black ink, appearing to read "Larry S. Royster", is written over a horizontal line.

Clerk