

STATE OF MICHIGAN COURT OF CLAIMS	COURT REGISTER OF ACTIONS	CASE ID 19-000084-MM C/COC/MI	MiCSWebInquiry 1/26/2024 11:30:18 PM Page: 1 of 8
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CASE

Judicial Officer	Date Filed	Adjudication	Status
STEPHENS, CYNTHIA	5/23/19	SUMMARY DISPOSITION 9/27/19	CLOSED 9/27/19

PARTICIPANTS

PLAINTIFF 1	LEAGUE OF WOMEN VOTERS OF MICHIGAN	FILED: 5/23/19
	ATTY: MARK BREWER # 35661 PRIMARY RETAINED	
	17000 W 10 MILE RD STE 200 SOUTHFIELD, MI 48075-2902 (248) 483-5000	
	ATTY: ANDREW NICKELHOFF # 37990 CO-COUNSEL	
	333 W. FORT ST. STE. 1400 DETROIT, MI 48226 (313) 496-9429	
PLAINTIFF 2	MICHIGANDERS FOR FAIR AND TRANSPARENT ELECTIONS	FILED: 5/23/19
	ATTY: MARK BREWER # 35661 PRIMARY RETAINED	
	17000 W 10 MILE RD STE 200 SOUTHFIELD, MI 48075-2902 (248) 483-5000	
	ATTY: ANDREW NICKELHOFF # 37990 CO-COUNSEL	
	333 W. FORT ST. STE. 1400 DETROIT, MI 48226 (313) 496-9429	
PLAINTIFF 3	MAYERS, HENRY	FILED: 5/23/19
	ATTY: MARK BREWER # 35661 PRIMARY RETAINED	
	17000 W 10 MILE RD STE 200 SOUTHFIELD, MI 48075-2902 (248) 483-5000	
	ATTY: ANDREW NICKELHOFF # 37990 CO-COUNSEL	
	333 W. FORT ST. STE. 1400 DETROIT, MI 48226 (313) 496-9429	
PLAINTIFF 4	EPSHTEYN, VALERIYA	FILED: 5/23/19
	ATTY: MARK BREWER # 35661 PRIMARY RETAINED	
	17000 W 10 MILE RD STE 200 SOUTHFIELD, MI 48075-2902 (248) 483-5000	
	ATTY: ANDREW NICKELHOFF # 37990 CO-COUNSEL	
	333 W. FORT ST. STE. 1400 DETROIT, MI 48226 (313) 496-9429	
PLAINTIFF 5	RUBIN, BARRY	FILED: 5/23/19
	ATTY: MARK BREWER # 35661 PRIMARY RETAINED	
	17000 W 10 MILE RD STE 200 SOUTHFIELD, MI 48075-2902 (248) 483-5000	
	ATTY: ANDREW NICKELHOFF # 37990 CO-COUNSEL	
	333 W. FORT ST. STE. 1400 DETROIT, MI 48226 (313) 496-9429	
DEFENDANT 1	BENSON, JOCELYN	FILED: 5/23/19
	OTHER - RICHARD AUSTIN BLDG LANSING, MI 48933	
	ATTY: HEATHER S. MEINGAST # 55439 PRIMARY RETAINED	
	525 W OTTAWA ST FL 4 PO # 30217 LANSING, MI 48933-1067 (517) 335-7659	

RECEIVABLES/PAYMENTS

PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN	AD Name	Assessed	Paid/Adjusted	Balance
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PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN	ELECTRONIC FILING SYSTEM FEE	\$25.00	\$25.00	\$0.00
	FILING FEE	\$150.00	\$150.00	\$0.00
	MOTION FEE	\$60.00	\$60.00	\$0.00
	TOTAL	\$235.00	\$235.00	\$0.00

CHRONOLOGICAL LIST OF ACTIVITIES

Activity Date	Activity	User	Entry Date
5/23/19	SUMMONS AND COMPLAINT \$175.00	nmh	5/23/19
	PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN	nmh	5/23/19
	PTF 2 MICHIGANDERS FOR FAIR AND TRANSPARENT ELECTIONS		
	PTF 3 HENRY MAYERS		
	PTF 4 VALERIYA EPSHTEYN		
	PTF 5 BARRY RUBIN		
	DEF 1 JOCELYN BENSON		
	ELECTRONIC FILING SYSTEM FEE \$25.00		
	DUE DATE: 5/23/19		
	RECEIPT: COC-LAN.0003814		
	FILING FEE \$150.00		
	DUE DATE: 5/23/19		
	RECEIPT: COC-LAN.0003814		
5/23/19	RECEIVABLE ELECTRONIC FILING SYSTEM FEE \$25.00	nmh	5/23/19
	DUE DATE: 5/23/19		
	PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN		
5/23/19	RECEIVABLE FILING FEE \$150.00	nmh	5/23/19
	DUE DATE: 5/23/19		
	PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN		
5/23/19	PAYMENT \$175.00	nmh	5/23/19
	ELECTRONIC FILING SYSTEM FEE \$25.00		
	FILING FEE \$150.00		
	RECEIPT NUMBER: COC-LAN.0003814		
	PAID BY: NICKELHOFF & WIDICK, PLLC		
	METHOD: CHECK \$175.00		
5/23/19	MOTION TO SHORTEN THE TIME FOR DEFENDANT'S RESPONSE AND TO EXPEDITE DISPOSITION OF THE CASE WITH BRIEF IN SUPPORT AND NOTICE OF HEARING	nmh	5/23/19
	PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN		
	PTF 2 MICHIGANDERS FOR FAIR AND TRANSPARENT ELECTIONS		
	PTF 3 HENRY MAYERS		
	PTF 4 VALERIYA EPSHTEYN		
	PTF 5 BARRY RUBIN		
5/28/19	APPEARANCE	amd	5/28/19
	Proof of service filed.		
	DEF 1 JOCELYN BENSON		
	ATTY: HEATHER S. MEINGAST # 55439		

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Activity Date	Activity	User	Entry Date
5/29/19	ACKNOWLEDGMENT OF SERVICE Signed on 05/23/19 by Kari L Vaughn on behalf of Dept of State. PTF 3 HENRY MAYERS DEF 1 JOCELYN BENSON	nmh	5/30/19
6/3/19	ANSWER, CIVIL TO PLAINTIFFS' COMPLAINT proof of service filed DEF 1 JOCELYN BENSON ANSWER DATE: 6/3/19 ATTY: HEATHER S. MEINGAST # 55439	mmla	6/3/19
6/3/19	EXHIBIT F Affidavit of Edward Rivet Proof of Service filed PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN PTF 2 MICHIGANDERS FOR FAIR AND TRANSPARENT ELECTIONS PTF 3 HENRY MAYERS PTF 4 VALERIYA EPSHTEYN PTF 5 BARRY RUBIN	nmh	6/4/19
6/24/19	STATUS CONFERENCE LOC: VIA TELEPHONE	SET 6/27/19 11:00 A mmla	6/24/19
6/24/19	ORDER IT IS HEREBY ORDERED THAT a telephonic status conference has been scheduled in this matter for Thursday, June 27, 2019 at 11:00 a.m.	mmla	6/24/19
6/27/19	STATUS CONFERENCE 6/27/19 11:00 AM LOC: VIA TELEPHONE HELD	mmla	7/2/19
7/2/19	ORAL ARGUMENTS HEARING LOC: DETROIT COA COURTROOM	CANCELLED 8/12/19 11:00 A mmla	7/2/19
7/2/19	SCHEDULING CONFERENCE ORDER IT IS HEREBY ORDERED: The parties held a telephonic Scheduling Conference with the Court of Claims on June 27, 2019. They agreed as follows: 1. The plaintiff will file a Motion for Summary Disposition on or before July 3, 2019. 2. The defendants shall reply on or before July 24, 2019, and Reply Briefs must be filed by July 31, 2019. 3. Oral Argument on the Motions will occur at the Court of Claims, 3020 West Grand Boulevard, 14th Floor, Detroit, MI 48202, on August 12, 2019 at 11:00am.	mmla	7/2/19
7/3/19	ORDER After a review of the pleadings in case no. 19-000084-MM and 19-000092-MZ, the Court determined that consolidation is in the Best Interest of Justice and serves judicial economy. Pursuant to a scheduling conference with counsel for 19-000084-MM, an order has been entered setting dates for dispositive motions. A copy of that order is attached hereto. To facilitate the order timely and fairly, disposition of the issues in this newly consolidated case will be heard during a second Scheduling Conference set for Tuesday, July 9, 2019 at 3:00pm. If the parties to both cases reach an agreement as to a modified schedule for managing dispositive motions prior to the Scheduling Conference, they may submit their stipulation to the Court. The stipulation must afford no less than 7 days for any Reply Briefs and no less than 7 days between the submission date for Reply Briefs and Oral Argument. The Court is unavailable for Oral Argument between August 26, 2019 and September 6, 2019. A courtesy copy of this order is being delivered electronically to counsel in both cases.	mmla	7/3/19
7/3/19	SCHEDULING CONFERENCE	SET 7/9/19 3:00 P mmla	7/3/19

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	LOC: VIA TELEPHONE			
7/8/19	MOTION FOR LEAVE TO EXCEED PAGE LIMIT	\$20.00	nmh	7/11/19
	Proof of Service filed		nmh	7/11/19
	PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN			
	PTF 2 MICHIGANDERS FOR FAIR AND TRANSPARENT ELECTIONS			
	PTF 3 HENRY MAYERS			
	PTF 4 VALERIYA EPSHTEYN			
	PTF 5 BARRY RUBIN			
	MOTION FEE \$20.00			
	DUE DATE: 7/8/19			
	RECEIPT: COC-LAN.0003881			
7/8/19	RECEIVABLE MOTION FEE	\$20.00	nmh	7/11/19
	DUE DATE: 7/8/19			
	PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN			
7/8/19	MOTION FOR SUMMARY DISPOSITION WITH BRIEF IN SUPPORT		nmh	7/11/19
	Proof of Service filed.			
	PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN			
	PTF 2 MICHIGANDERS FOR FAIR AND TRANSPARENT ELECTIONS			
	PTF 3 HENRY MAYERS			
	PTF 4 VALERIYA EPSHTEYN			
	PTF 5 BARRY RUBIN			
7/9/19	SCHEDULING CONFERENCE 7/9/19 3:00 PM		mmla	7/11/19
	LOC: VIA TELEPHONE			
	HELD			
7/10/19	ORAL ARGUMENTS HEARING	SET 9/16/19 11:00 A	mmla	7/10/19
	LOC: DETROIT COA COURTROOM			
7/10/19	SCHEDULING ORDER		mmla	7/10/19
	IT IS HEREBY ORDERED: After a telephonic status conference at which all parties were represented by counsel, the Court determined the following schedule for dispositive motions in this case: 1. The parties shall file any additional dispositive motions on or before July 29, 2019. 2. Responses to those motions will be due on or before August 19, 2019. 3. Any Reply Briefs shall be filed no later than August 26, 2019. 4. The response date for the Motion for Summary Disposition previously filed remains the same unless the parties otherwise stipulate. 5. A hearing on the motions will occur on Monday, September 16, 2019 at 11:00 a.m. in Courtroom A of the Michigan Court of Appeals, 3020 West Grand Boulevard, 14th Floor, Detroit, MI 48202.			
7/11/19	ORAL ARGUMENTS HEARING 8/12/19 11:00 AM		mmla	7/11/19
	CANCELLED			
	OTHER			
	Scheduling Order entered 7/10/19 schedules Oral Argument for 9/16/19			
7/11/19	PAYMENT	\$20.00	nmh	7/11/19
	MOTION FEE \$20.00			
	RECEIPT NUMBER: COC-LAN.0003881			
	PAID BY: NICKELHOFF & WIDICK PLLC			
	METHOD: CHECK \$20.00			
	Handwritten Receipt #190765			

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Activity Date	Activity	User	Entry Date
7/24/19	PROPOSED STIPULATED ORDER EXTENDING RESPONSIVE DEADLINE signed by both parties PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN PTF 2 MICHIGANDERS FOR FAIR AND TRANSPARENT ELECTIONS PTF 3 HENRY MAYERS PTF 4 VALERIYA EPSHTEYN PTF 5 BARRY RUBIN DEF 1 JOCELYN BENSON	mmla	7/24/19
7/24/19	STIPULATED ORDER EXTENDING RESPONSIVE DEADLINE The parties in Case No. 19-000084 hereby stipulate and agree to extend Defendant Jocelyn Benson's time for filing her responsive brief to Plaintiffs' motion for summary disposition, which is currently due on July 24, 2019, to August 19, 2019, the same date as contained in the Court's most recent Scheduling Order. IT IS HEREBY ORDERED.	amd	7/24/19
7/29/19	STIPULATED ORDER ON PARTICIPATION IN CONSOLIDATED CASES The Court having ordered consolidation of Case Nos. 19-000084-MM and 19-000092- MZ. and the Court finding that participation by all parties in both cases will serve judicial economy and avoid unnecessary costs and duplication of effort, and the parties having stipulated thereto, IT IS HEREBY ORDERED, that any of the parties in Case Nos. 19-000084-MM and 19-000092-MM shall be permitted to file motions and papers, argue in hearings, and otherwise participate in either of the consolidated cases, subject to any further orders of the Court.	amd	7/29/19
7/29/19	MOTION FOR SUMMARY DISPOSITION AGAINST MICHIGAN SENATE AND MICHIGAN HOUSE OF REPRESENTATIVES IN CASE NO. 19-000092- MZ WITH BRIEF IN SUPPORT Proof of Service filed. PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN PTF 2 MICHIGANDERS FOR FAIR AND TRANSPARENT ELECTIONS PTF 3 HENRY MAYERS PTF 4 VALERIYA EPSHTEYN PTF 5 BARRY RUBIN MOTION FEE \$20.00 DUE DATE: 7/29/19 RECEIPT: COC-LAN.0003914	\$20.00 nmh nmh	7/31/19 7/31/19
7/29/19	RECEIVABLE MOTION FEE DUE DATE: 7/29/19 PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN	\$20.00 nmh	7/31/19
7/31/19	PAYMENT MOTION FEE \$20.00 RECEIPT NUMBER: COC-LAN.0003914 PAID BY: NICKELHOFF & WIDICK PLLLC METHOD: CHECK \$20.00	\$20.00 nmh	7/31/19
8/12/19	ORDER The plaintiffs request this Court's leave for the filing of a Brief in Support of Motion for Summary Disposition that exceeds the page limit under MCR 2.119(A)(A)(2). IT IS HEREBY ORDERED that plaintiff's motion to exceed the page limited in GRANTED. Plaintiffs are to re-file their Motion for Summary Disposition not to exceed 75 pages.	amd	8/12/19
8/19/19	RESPONSE TO PLAINTIFFS' LEAGUE OF WOMEN VOTERS,ET AL, JULY 8, 2019 MOTION FOR SUMMARY DISPOSITION IN CASE NO 19-000084- MM	nmh	8/19/19

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Activity Date	Activity	User	Entry Date		
	Proof of Service filed. DEF 1 JOCELYN BENSON				
8/23/19	PROPOSED STIPULATED ORDER EXTENDING TIME FOR BRIEFING signed by all parties signed by 19-000092-MZ PLs PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN PTF 2 MICHIGANDERS FOR FAIR AND TRANSPARENT ELECTIONS PTF 3 HENRY MAYERS PTF 4 VALERIYA EPSHTEYN PTF 5 BARRY RUBIN DEF 1 JOCELYN BENSON	mmla	8/23/19		
8/26/19	ORDER IT IS HEREBY ORDERED that the parties' stipulated order extending time for briefing is DENIED. The League of Women Voters of Michigan, et al, have until the close of business Tuesday, August 27, 2019 to file all replies. All other dates will remain the same in accordance with this Court's previous Scheduling Order MURRAY, CHRISTOPHER 43849	mmla	8/26/19		
8/27/19	ORDER The defendants request this Court's leave for the filing of a response to Michigan Senate and Michigan House Motion for Summary Disposition that exceeds the page limit under MCR 2.119. Pursuant to this Courts August 12, 2019 order, Plaintiffs were ordered to re-file their Motion for Summary Disposition not to exceed 75 pages. IT IS HEREBY ORDERED that defendant's motion to exceed the page limits is GRANTED. Defendant's response is not to exceed 75 pages.	mmla	8/27/19		
8/27/19	MOTION FOR EXCESS PAGES FOR REPLY TO RESPONSES OF DEFENDANTS SECRETARY OF STATE AND MICHIGAN SENATE AND MICHIGAN HOUSE OF REPRESENTATIVES TO THE MOTION FOR SUMMARY DISPOSITION IN CASE NO. 19-000084-MM Proof of Service filed. PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN PTF 2 MICHIGANDERS FOR FAIR AND TRANSPARENT ELECTIONS PTF 3 HENRY MAYERS PTF 4 VALERIYA EPSHTEYN PTF 5 BARRY RUBIN MOTION FEE \$20.00 DUE DATE: 8/27/19 RECEIPT: COC-LAN.0004000	\$20.00 nmh nmh	8/30/19 8/30/19		
8/27/19	RECEIVABLE MOTION FEE DUE DATE: 8/27/19 PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN	\$20.00 nmh	8/30/19		
8/27/19	REPLY TO RESPONSES OF DEFENDANT SECRETARY OF STATE AND MICHIGAN SENATE AND MICHIGAN HOUSE OF REPRESENTATIVES TO THE MOTION FOR SUMMARY DISPOSITION IN CASE NO. 19-000084-MM Certificate of Service filed. PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN PTF 2 MICHIGANDERS FOR FAIR AND TRANSPARENT ELECTIONS PTF 3 HENRY MAYERS PTF 4 VALERIYA EPSHTEYN PTF 5 BARRY RUBIN	nmh nmh	8/30/19 8/30/19		

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8/27/19	REPLY OF LEAGUE OF WOMEN VOTERS OF MICHIGAN, ET AL. IN SUPPORT OF THEIR MOTION FOR SUMMARY DISPOSITION IN CASE NO. 19-000092-MZ Certificate of Service filed. PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN PTF 2 MICHIGANDERS FOR FAIR AND TRANSPARENT ELECTIONS PTF 3 HENRY MAYERS PTF 4 VALERIYA EPSHTEYN PTF 5 BARRY RUBIN	nmh nmh	8/30/19 8/30/19
8/27/19	RESPONSE OF LEAGUE OF WOMEN VOTERS OF MICHIGAN, ET AL. TO MICHIGAN SENATE AND MICHIGAN HOUSE OF REPRESENTATIVES' MOTION FOR SUMMARY DISPOSITION IN CASE NO. 19-000092-MZ Certificate of Service filed. PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN PTF 2 MICHIGANDERS FOR FAIR AND TRANSPARENT ELECTIONS PTF 3 HENRY MAYERS PTF 4 VALERIYA EPSHTEYN PTF 5 BARRY RUBIN	nmh	8/30/19
8/30/19	PAYMENT MOTION FEE \$20.00 RECEIPT NUMBER: COC-LAN.0004000 PAID BY: NICKELHOFF & WIDICK METHOD: CHECK \$20.00 Handwritten Receipt #190781	\$20.00 nmh	8/30/19
9/16/19	ORAL ARGUMENTS HEARING 9/16/19 11:00 AM LOC: DETROIT COA COURTROOM HELD	mmla	9/24/19
9/24/19	STIPULATED STATUS QUO ORDER The Court having conducted a hearing on motions for summary disposition in Case Nos. 19-000084-MM and 19-000092-MZ, the parties stipulate that pending an order from an appellate court, the Secretary of State shall continue to administer the 2018 Public Act 608 amendments to the Michigan Election law in conformity with Attorney General Opinion No. 7310 dated May 22, 2019. IT IS SO ORDERED. PTF 1 LEAGUE OF WOMEN VOTERS OF MICHIGAN PTF 2 MICHIGANDERS FOR FAIR AND TRANSPARENT ELECTIONS PTF 3 HENRY MAYERS PTF 4 VALERIYA EPSHTEYN PTF 5 BARRY RUBIN DEF 1 JOCELYN BENSON	mmla	9/24/19
9/27/19	OPINION AND ORDER	amd	9/27/19

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Activity Date	Activity	User	Entry Date
	<p>IT IS HEREBY ORDERED that plaintiffs in Docket No. 19-084 are entitled to summary disposition with respect to their requests for declaratory relief that:</p> <p>(1) the 15% geographic requirement in MCL 168.471 is unconstitutional—as are the sections of PA 608 related to the 15% requirement and/or Congressional districts, see MCL 168.477(1), and MCL 168.482(4); and</p> <p>(2) the check-box requirement in MCL 168.472(7) is unconstitutional.</p> <p>IT IS HEREBY FURTHER ORDERED that declaratory relief will not issue in plaintiffs' favor with respect to whether the affidavit requirement in MCL 168.482a(1) is unconstitutional on its face.</p> <p>IT IS HEREBY FURTHER ORDERED that summary disposition is GRANTED in favor of defendant Secretary of State, as the nonmoving party, with respect whether the signature-invalidation requirements contained in MCL 168.482a are unconstitutional—either under a free speech theory or under a due process theory.</p> <p>IT IS HEREBY FURTHER ORDERED that the complaint in Docket No. 19-092 is DISMISSED because plaintiffs Michigan House and Senate lack standing.</p> <p>This order resolves the last pending claim and closes the case.</p> <p>DISPOSITION: SUMMARY DISPOSITION 9/27/19</p> <p>DEF 1 JOCELYN BENSON</p>		
9/27/19	CLOSE CASE STATUS	amd	9/27/19
12/30/19	<p>COMMENT</p> <p>Notification from the Court of Appeals requesting file within 21-days.</p> <p>COA #350938</p>	amd	1/6/20
1/3/20	<p>COMMENT</p> <p>Notification from the Court of Appeals requesting expedited file submission.</p>	amd	1/6/20
1/6/20	<p>COMMENT</p> <p>File sent to the COA electronically.</p>	amd	1/6/20
12/29/20	OPINION FROM THE MICHIGAN SUPREME COURT (REMAND TO DISMISS)	amd	12/30/20
12/29/20	OPINION FROM THE MICHIGAN SUPREME COURT (REMAND TO DISMISS)	amd	12/30/20
3/17/21	<p>ORDER</p> <p>This is a final order and it resolves the last pending claim and closes both cases</p>	ma	3/17/21