Court of Appeals, State of Michigan

ORDER

Tommy Joe Barrow v Mayor of Detroit

Docket No. 298128

LC No. 10-003994-AW

Cynthia Diane Stephens
Presiding Judge

Brian K. Zahra

Kirsten Frank Kelly
Judges

On the Court's own motion, pursuant to MCR 7.216(A)(9), it is ordered that all the parties in this appeal shall show cause in writing, if they have any, as to why the proposal asserted in ¶¶ 8 and 9 of the affidavit of Christopher M. Thomas, which is attached to the City of Detroit's response to plaintiff-appellant's motion for peremptory reversal, cannot be implemented in order to continue the security of the 2009 municipal election ballots and, yet, make the ballot containers in which the ballots are currently sealed available for the August 2010 primary election. Specifically, Mr. Thomas cites MCL 168.799a(4) as permitting the transfer of the ballots to another secure container, which shall remain under seal, and he further suggests that all parties shall receive notice of the date, time and location for the transfer of the ballots to alternate secured containers, so that they may be present during the process.

The statements directed by this order shall be filed in the Detroit Clerk's Office of the Michigan Court of Appeals on or before Tuesday, June 15, 2010, at 3:00 p.m.

It is further ordered that the statement filed by the City of Detroit and related city appellees shall specify a date by which they are requesting this Court to decide the appeal, if the transfer process suggested by Mr. Thomas cannot be implemented.

A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JUN 14 2010
Date

Sandra Schultz Mengel
Chief Clerk