

**STATE OF MICHIGAN
COURT OF APPEALS**

COMMITTEE TO BAN FRACKING IN
MICHIGAN,

Plaintiff-Appellant,

Court of Appeals # 354270
Court of Claims # 20-000125-MM
Hon. Christopher M. Murray

v

BOARD OF STATE CANVASSERS,

Defendant-Appellee.

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**Motion for Immediate Consideration of
Renewed Motion to Expedite Appeal**

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Today, July 27, 2020, Plaintiff-Appellant Committee to Ban Fracking in Michigan (“the Committee”) is renewing its motion to expedite the appeal.

In the present motion the Committee seeks an early hearing date of the renewed motion to expedite.

This is a petition case about initiative signatures, with calendar priority under MCR 7.213(C)(4). It also questions the constitutionality of MCL 168.472a. There is also an issue of the jurisdiction of the Court of Claims. In all previous related proceedings, this Court as well as the Supreme Court and the Court of Claims, have treated it with priority.

Immediate consideration and expeditious handling are particularly important here because it could affect ballots for the upcoming November 3 election, which need to be printed well in advance.

As outlined in the renewed motion, and recited more fully in the Brief of Appellants, the need for speed is due totally to the Canvassers’ previous “unlawful” 17-month delay (so termed by this Court), added to which was their 39 days of foot-dragging in acting on the Committee's signatures once they were allowed in the door this last May 1.

The facts are uncontested. The Canvassers are conversant with them and the issues, having fully briefed them before.

Accordingly the Committee requests immediate consideration of the renewed motion to expedite.

Respectfully submitted,

/s/ Matthew Erard

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Dated: July 27, 2020.