

Approved, SCAO

Original - Court
1st copy - Moving party
2nd copy - Objecting party

3rd copy - Friend of the court
4th copy - Proof of service
5th copy - Proof of service

STATE OF MICHIGAN
28th JUDICIAL CIRCUIT
COUNTY

OBJECTION TO
REFEREE'S RECOMMENDED ORDER

(A) CASE NO.

Court address
401 N. Lake St., Cadillac, MI 49601

Court telephone no.
(231) 779-9494

(B) Plaintiff's name, address, and telephone no. moving party

Third party's name, address, and telephone no. moving party

v

Defendant's name, address, and telephone no. moving party

I object to the entry of the referee's recommended order dated (C) _____ and request a de novo review by the court. My objection is based on the following reason(s):

(D)

(E) _____
Date

Moving party's signature

Name (type or print)

NOTICE OF HEARING

(F) A hearing will be held on this objection before _____
Judge
on _____ at _____ at _____
Date Time Location

If you require special accommodations to use the court because of a disability, or if you require a foreign language interpreter to help you fully participate in court proceedings, please contact the court immediately to make arrangements. When contacting the court, provide your case number(s).

CERTIFICATE OF MAILING

I certify that on this date I served a copy of this objection and notice of hearing on the parties or their attorneys by first-class mail addressed to their last-known addresses as defined in MCR 3.203.

(G) _____
Date

Signature of objecting party

Form FOC 68
OBJECTION TO REFEREE'S RECOMMENDED ORDER

Use this form if: You are objecting to a referee's recommended order.

You must state your objection in writing and file it with the court as soon as possible, but **not later than 21 days after service** of a copy of the referee's recommended order. Objections should be based on good reasons – if your objection is made without grounds, is unreasonable, or is only intended to delay the entry of an order, the court can require you to pay the court costs or attorney fees to handle your objection.

1. Completely fill out the requested information on the form. (See Instructions)
2. Order the transcript from your hearing from the transcriber of your choice:

Mary Sorger
231-779-9518

Kelly Dostal
231-779-9518
231-884-0868

Curtiss Reporting
1-800-848-3217

You must pay for the transcript first and obtain a receipt. You must serve a copy of the transcript on the other party/attorney.

3. Take the receipt to Circuit Court and speak to the Administrator to obtain a court date. If you cannot physically visit the Administrator, call 231-779-9490 to make alternate arrangements.
4. File the completed, original form with the County Clerk and take five copies with you.
5. Serve the copies by regular, first class mail, as follows:
 - One copy (with any attachments) for your file
 - One copy (with any attachments) to the other party/attorney (at least 9 weekdays – not including holidays – prior to hearing date)
 - One copy (with any attachments) to the Friend of the Court
 - One copy for Proof of Service completed and filed with County Clerk after service
 - One copy for copy of Proof of Service to Friend of the Court
6. Attend the hearing. You must attend the hearing on the objection.

BY USING THIS FORM PACKET, YOU ARE REPRESENTING YOURSELF IN A COURT ACTION. IN ORDER TO RECEIVE THE ACTION YOU SEEK, YOU MUST FOLLOW THE INSTRUCTIONS IN THIS PACKET. IF YOU FAIL TO DO EVEN ONE OF THE REQUIRED STEPS, THE ORDER YOU GET FROM THE COURT MAY NOT GIVE YOU THE RESULT YOU WANT.

**INSTRUCTIONS FOR COMPLETING
"OBJECTION TO REFEREE'S RECOMMENDED ORDER"**

Use this form if you are a party to an action and you have received a copy of a referee's recommended order that you disagree with. By completing this form and filing it with the court, you are asking for a new hearing before a judge. You must fill out this form and file it with the county clerk within 21 days after service of a copy of the referee's recommended order.

Please print neatly. After filling in the form, you will need to make at least five copies.

Items A through F must be completed before your objection can be filed with the court. Please read the instructions for each item. Then fill in the correct information for that item.

- (A)** Copy the "Case No." from the referee's recommended order onto this form.
- (B)** See the court papers mentioned above to fill in the "Plaintiff" and "Defendant" boxes and if applicable, the "Third Party" box. Copy your names from these court papers on this form. For example, if your name is in the box that says "plaintiff," then you should write your name in the "plaintiff" box on this form.

You are the "moving party." Once you have written the names where they belong, check the box "moving party" in the same box as your name.

- (C)** Write in the date the recommended order was signed by the referee. The date will be at the bottom of the order.
- (D)** Explain in as much detail as possible why you disagree with the referee's recommended order.
- (E)** Write in today's date and sign your name. Now contact the friend of the court office in your county to find out how to get a hearing date. See page 3 of this booklet for details.
- (F)** Once you get a hearing scheduled, fill in the full name of the judge who will be hearing this objection, the date of the hearing, the time of the hearing (include whether it is a.m. or p.m.), and the place of the hearing.

Now go to the county clerk's office with the original and five copies of this form. The clerk will keep the original and one copy and return four copies to you.

Read pages 3 and 4 of this booklet for details on mailing this form to the other party.

- (G)** On the date you mail one copy to the other party, write in the date and sign your name on the remaining three copies. Return to the county clerk with two copies. Read page 4 of this booklet for details.

What happens next:

- You must attend the hearing on the date and time stated in the "Notice of Hearing" part of the form. For more information about the hearing, see pages 4 and 5 of this booklet.