

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF INGHAM

JLLJ DEVELOPMENT, LLC, a Michigan
Limited Liability Company, and LANSING
FUTURE DEVELOPMENT II, LLC, a
Michigan Limited Liability Company,

**ORDER RE: DEFENDANT'S SECOND
MOTION TO DISMISS**

File No. 21-000189-CB

Plaintiffs,

V

KEWADIN CASINOS GAMING AUTHORITY,
a duly authorized entity created under the
laws of the Sault Ste. Marie Tribe of Chippewa
Indians,

Defendant.

At a session of this Court held in Lansing, Ingham County,
Michigan, on September 7, 2021.

**PRESENT: Hon. Joyce Draganchuk
Circuit Judge**

On August 23, 2021, Defendant filed a second motion to dismiss identical to the motion to dismiss it filed on May 12, 2021.¹ The first motion was heard by the Court on June 23, 2021, and an *Order Denying Defendant's Motion for Summary Disposition* was entered on July 21, 2021.² The second motion is essentially a disguised motion for reconsideration.³ MCR 2.119(F) permits a party to move for reconsideration of a decision on a motion within 21 days after entry of the order deciding the motion. August 11, 2021 was the 21st day after entry of the July 21, 2021 order. Accordingly, the request for reconsideration is untimely, and the second, identical motion will not be entertained. Plaintiffs' request for sanctions is denied.

IT IS SO ORDERED.


Hon. Joyce Draganchuk (P39417)
Circuit Judge

¹The May 12th motion relied on MCR 2.116, and was therefore reviewed by this Court as a motion for summary disposition.

²Defendant's objections to the order were heard on July 21, 2021.

³Defendant failed to provide a Judge's Copy as required by court rule.

PROOF OF SERVICE

I certify that I served this *Order* upon the attorneys/parties of record by placing a copy in sealed envelopes addressed to each and depositing the envelopes for mailing with the United States Mail at Lansing, Michigan, on September 7, 2021.

A handwritten signature in black ink, appearing to read 'Michael G. Lewycky', written over a horizontal line.

Michael G. Lewycky
Law Clerk/Court Officer

Thirtieth Judicial Circuit of Michigan
Veterans Memorial Courthouse
P.O. Box 40771
Lansing, Michigan 48901-7971

PRESORTED
FIRST CLASS



U.S. POSTAGE >> PITNEY BOWES
ZIP 48910 \$ 000.49⁴
02 4W
0000357617 SEP 07 2021

JEFFREY R RASMUSSEN ESQ
1900 PLAZA DRIVE
LOUISVILLE CO 80027



28 HVI-NMP 80027

