

MICHIGAN SUPREME COURT

**Charter Township of Ypsilanti v. Judith Pontius**

No. SC: 158816, Michigan Supreme Court (September 29, 2020)

---

OPINION

PER CURIAM.

Order Michigan Supreme Court Lansing, Michigan September 29, 2020 Bridget M. McCormack, Chief Justice 158816 David F. Viviano, Chief Justice Pro Tem Stephen J. Markman Brian K. Zahra CHARTER TOWNSHIP OF YPSILANTI, Richard H. Bernstein Plaintiff-Appellant, Elizabeth T. Clement Megan K. Cavanagh, Justices v SC: 158816 COA: 340487 Washtenaw CC: 16-000800-CZ JUDITH PONTIUS, Defendant-Appellee.

\_\_\_\_\_/ By order of April 30, 2019, the application for leave to appeal the October 30, 2018 judgment of the Court of Appeals was held in abeyance pending the decision in DeRuiter v Byron Twp (Docket No. 158311).

On order of the Court, the case having been decided on April 27, 2020, \_\_\_\_ Mich \_\_\_\_ (2020), the application is again considered and, pursuant to MCR 7.305(H)(1), in lieu of granting leave to appeal, we VACATE the judgment of the Court of Appeals and we REMAND this case to the Court of Appeals for reconsideration in light of DeRuiter. I, Larry S. Royster, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

September 29, 2020 p0921 Clerk