

MICHIGAN SUPREME COURT

People of Michigan v. Mark Stanford Katzman

No. SC: 160596, Michigan Supreme Court (May 8, 2020)

SUMMARY

Michigan Supreme Court vacated a Court of Appeals statement that the U.S. and Michigan Constitutions are "coextensive" regarding unreasonable searches and seizures. The Court reiterated that the Michigan Constitution provides the same protection as the Fourth Amendment absent a compelling reason to impose a different interpretation. This order clarifies that the state constitution may diverge from federal Fourth Amendment jurisprudence when compelling reasons exist, though the Court denied leave to appeal on other grounds.

CASE DETAILS

COURT	Michigan Supreme Court
WRITING FOR THE COURT	Bridget M. McCormack; David F. Viviano; Stephen J. Markman; Brian K. Zahra; Richard H. Bernstein; Elizabeth T. Clement; Megan K. Cavanagh
JURISDICTION	Michigan
DECIDED	May 8, 2020
DOCKET	SC: 160596
DISPOSITION	vacated
PROCEDURAL POSTURE	Application for leave to appeal from the Court of Appeals judgment.
PRECEDENTIAL VALUE	published
PARTIES	Mark Stanford Katzman v. People of the State of Michigan

TOPICS

- fourth amendment
- search and seizure
- appellate procedure
- criminal procedure

PRACTICE AREAS

- Criminal Law
- Constitutional Law

QUESTIONS PRESENTED

1. Whether the Michigan Constitution provides the same protection as the Fourth Amendment against unreasonable searches and seizures.

HOLDINGS

1. The Michigan Constitution is to be construed to provide the same protection as that secured by the Fourth Amendment, absent compelling reason to impose a different interpretation.

KEY QUOTATIONS

“This Court has ruled that the Michigan Constitution is to be construed to provide the same protection as that secured by the Fourth Amendment, absent compelling reason to impose a different interpretation.”

FACTUAL BACKGROUND

Not provided in the order.

PROCEDURAL HISTORY

The defendant appealed from the Court of Appeals judgment. The Michigan Supreme Court considered the application and vacated part of the Court of Appeals judgment regarding the coextensive statement, and denied leave to appeal in all other respects.

DISPOSITION

vacated

CASES CITED

- People v Slaughter, 489 Mich 302, 311 (2011)
- Sitz v Dep't of State Police, 443 Mich 744 (1993)