

MICHIGAN SUPREME COURT

Cindy Schaaf v. Charlene Forbes

No. SC: 160503; COA: 343630, Michigan Supreme Court (January 7, 2020)

SUMMARY

****Michigan Supreme Court order (2020) granting motions by the Probate and Estate Planning Section and the Real Property Law Section of the State Bar of Michigan to file amicus curiae briefs in a real property and estate planning dispute.**** The underlying case, Schaaf v. Forbes, involves an appeal from Antrim County Circuit Court (No. 2016-009008-CH) and the Michigan Court of Appeals (No. 343630), with plaintiffs/counterdefendants-appellants Schaaf, Fryer, and Mason against defendant/counterplaintiff-appellee Forbes. The order is procedural only, setting a deadline for submission of the amicus briefs, and does not address the merits. ****Key legal topics:**** amicus curiae, real property, probate and estate planning, Michigan Supreme Court procedure, appellate practice.

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	January 7, 2020
DOCKET	SC: 160503; COA: 343630
DISPOSITION	other
PROCEDURAL POSTURE	Appeal pending; amicus motions granted.
PRECEDENTIAL VALUE	Published
PARTIES	Cindy Schaaf, Colleen M. Fryer, and Gwen Mason v. Charlene Forbes, also known as Angie Forbes

TOPICS

- appellate procedure
- probate
- real estate
- civil procedure
- estate planning

KEY QUOTATIONS

“On order of the Chief Justice, the separate motions of the Probate and Estate Planning Section and the Real Property Law Section of the State Bar of Michigan to file briefs amicus curiae are GRANTED. The amicus briefs will be accepted for filing if submitted on or before January 28, 2020.”

PROCEDURAL HISTORY

The case originated in the Antrim County Circuit Court (case no. 2016-009008-CH) and was appealed to the Michigan Court of Appeals (COA: 343630). Further appeal to the Michigan Supreme Court is pending.

DISPOSITION

other