

## INSTRUCTIONS FOR FILING OBJECTION TO REFEREE'S RECOMMENDATION

The Court has entered an order pursuant to the Referee's Recommendation. If you do not agree with the order, you must file written objections to the order with the County Clerk to prevent the order from becoming effective. You must also obtain a hearing date from the Court's assignment clerk and serve a copy of your objections and notice of the hearing on the other party. All of the actions must be taken within 21 days of the date that the recommended order is served you. Michigan law provides that the date of mailing is the date of service in most cases.

The original of your objection/s and notice of hearing, and a copy labeled "Friend of the Court", MUST be filed with the County Clerk. The Clerk will serve the copy on the Friend of the Court for you. THE REQUIRED DOCUMENTS, INCLUDING A NOTICE OF A HEARING DATE, MUST BE FILED WITH THE COUNTY CLERK WITHIN THE 21-DAY PERIOD.

Please note the Michigan law allows the judge to assess cost and attorney fees if he determines that the objection is frivolous or has been made for the purpose of delay.

## COMPLETING THE "OBJECTION TO REFEREE'S RECOMMENDATION" FORM

**All information should be printed or typed.**

- STEP 1:** Put your case number in the upper right-hand corner.
- STEP 2:** From your court papers, identify who is the plaintiff who is the defendant. Fill in the names for yourself and other party in the boxes.
- STEP 3:** Fill in the date of the order which adopted the recommendation of the referee
- STEP 4:** In the space provided, briefly state your reasons for objecting to the order becoming effective.
- STEP 5:** Date and sign the form.
- STEP 6:** Contact the Court's assignment clerk for a hearing date and time. Judge Dufon's clerk can be contacted at (269) 657-8229.
- STEP 7:** Fill in the section entitled "Notice of Hearing" with the Judge's name, and the hearing date and time obtained from the Court's Clerk.
- STEP 8:** Mail the form to the other party and complete the section entitled "Certificate of Mailing"
- STEP 9:** File completed form and a copy labeled "Friend of the Court" with the County Clerk. Keep a copy for your records.
- STEP 10:** ATTEND THE HEARING ON THE DATE INDICATED ON THE FORM. YOU SHOULD BRING ANY DOCUMENTS WHICH SUPPORT YOUR POSITION. YOU ARE NOT REQUIRED TO HAVE AN ATTORNEY REPRESENT YOU AT THE HEARING, BUT YOU WILL BE REQUIRED TO COMPLY WITH ALL THE RULES OF THE COURT AND THE ASSISTANCE OF AN ATTORNEY IS ADVISED.

<b>STATE OF MICHIGAN</b> <b>36<sup>TH</sup> JUDICIAL CIRCUIT</b> <b>VAN BUREN COUNTY</b>	<b>OBJECTION TO REFEREE'S RECOMMENDATION</b>	<b>CASE NO.</b>
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FRIEND OF THE COURT • 219 PAW PAW STREET, PAW PAW, MI 49079 • (269) 657-7734

Plaintiff:
Plaintiff's Attorney:

Defendant:
Defendant's Attorney:

I have received the Referee's Recommendation dated \_\_\_\_\_.  
I object to the Order entered pursuant to that Recommendation for the following reasons:

Therefore, I request a hearing before the Judge to whom this case is assigned.

\_\_\_\_\_ Date \_\_\_\_\_ Plaintiff/Defendant (Circle one)

<b>NOTICE OF HEARING</b>	
A hearing on these objections will be held before _____, Circuit Judge,	
On _____	, at _____ .m., at the
(Day)	(Date) (Year)
<b>VAN BUREN COUNTY COURTHOUSE, 212 PAW PAW STREET, PAW PAW, MI. 49079.</b>	

<b>CERTIFICATE OF MAILING</b>	
I certify that on this date I mailed a copy of this Objection and Notice of Hearing to the other party at his or her last known address.	
Date _____	Signature _____

