

**REVISED JUDICATURE ACT OF 1961 (EXCERPT)**

**Act 236 of 1961**

**CHAPTER 22.**

**UNIFORM INTERSTATE DEPOSITIONS AND DISCOVERY ACT**

**600.2201 Chapter to be known as "uniform interstate depositions and discovery act."**

Sec. 2201. This chapter may be referred to and cited as the "uniform interstate depositions and discovery act".

**History:** Add. 2012, Act 362, Eff. Apr. 1, 2013.

**600.2202 Definitions.**

Sec. 2202. As used in this chapter:

(a) "Foreign jurisdiction" means a state other than this state.

(b) "Foreign subpoena" means a subpoena issued under authority of a court of record of a foreign jurisdiction.

(c) "Person" means an individual, corporation, business trust, estate, trust, partnership, limited liability company, association, joint venture, public corporation, government, or governmental subdivision, agency, or instrumentality, or any other legal or commercial entity.

(d) "State" means a state of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands, a federally recognized Indian tribe, or any territory or insular possession subject to the jurisdiction of the United States.

(e) "Subpoena" means a document, however denominated, issued under authority of a court of record requiring a person to do any of the following:

(i) Attend and give testimony at a deposition.

(ii) Produce and permit inspection and copying of designated books, documents, records, electronically stored information, or tangible things in the possession, custody, or control of the person.

(iii) Permit inspection of premises under the control of the person.

**History:** Add. 2012, Act 362, Eff. Apr. 1, 2013.

**600.2203 Foreign subpoena; submission to circuit court clerk; issuance; contents.**

Sec. 2203. (1) To request issuance of a subpoena under this section, a party must submit a foreign subpoena to the clerk of the circuit court in the county in which discovery is sought to be conducted in this state. A request for the issuance of a subpoena under this chapter does not constitute an appearance in the courts of this state.

(2) When a party submits a foreign subpoena to a clerk of the circuit court in this state, the clerk, in accordance with the court's procedures, shall promptly issue a subpoena for service upon the person to which the foreign subpoena is directed.

(3) A subpoena under subsection (2) shall do both of the following:

(a) Incorporate the terms used in the foreign subpoena.

(b) Contain or be accompanied by the names, addresses, and telephone numbers of all counsel of record in the proceeding to which the subpoena relates and of any party not represented by counsel.

**History:** Add. 2012, Act 362, Eff. Apr. 1, 2013.

**600.2204 Service; compliance with court rules.**

Sec. 2204. A subpoena issued by a clerk of the circuit court under section 2203 shall be served in compliance with Michigan court rules.

**History:** Add. 2012, Act 362, Eff. Apr. 1, 2013.

**600.2205 Applicable court rules and statutes.**

Sec. 2205. Michigan court rules and statutes of this state applicable to compliance with subpoenas and requests for the production of documents and things or entry on land apply to subpoenas issued under section 2203.

**History:** Add. 2012, Act 362, Eff. Apr. 1, 2013.

**600.2206 Protective order or order to enforce, quash, or modify subpoena; compliance with court rules; submission to circuit court.**

Sec. 2206. A motion for a protective order or an order to enforce, quash, or modify a subpoena issued by a clerk of the circuit court under section 2203 shall comply with Michigan court rules and be submitted to the

circuit court in the county in which discovery is to be conducted.

**History:** Add. 2012, Act 362, Eff. Apr. 1, 2013.

**600.2207 Uniformity of law.**

Sec. 2207. In applying and construing this chapter, consideration shall be given to the need to promote uniformity of the law with respect to its subject matter among the states that enact the uniform interstate depositions and discovery act.

**History:** Add. 2012, Act 362, Eff. Apr. 1, 2013.

**600.2208 Applicability of chapter.**

Sec. 2208. This chapter applies to requests for discovery in actions pending on April 1, 2013.

**History:** Add. 2012, Act 362, Eff. Apr. 1, 2013.

**600.2209 Effective date of chapter.**

Sec. 2209. This chapter takes effect April 1, 2013.

**History:** Add. 2012, Act 362, Eff. Apr. 1, 2013.