

**Osceola County Friend the Court
301 West Upton Avenue
P.O. Box 135
Reed City, MI 49677
(231) 832-6131**

OBJECTION TO REFEREE'S RECOMMENDED ORDER – FOC 68

Use this form if you are objecting to a Referee's recommended order.

If your hearing was held before a Referee and you do not agree with the referee's recommendation, you have 21 days to file an objection and request a de novo (new) hearing before the judge.

You must state your objection in writing, and obtain a judicial hearing before the Judge assigned to your case. **(TO OBTAIN A HEARING DATE PLEASE CALL (231) 592-0780)** This must be filed within 21 days from the date the order was mailed to you. Objections should be based on good reasons – if your objection is made without grounds, is unreasonable, or is only intended to delay the entry of an order, the court can require you to pay the court costs or attorney fees to handle your objection.

YOU MUST ATTEND THE HEARING ON THE OBJECTION.

By using this form, you are representing yourself in a court action. You must follow the instructions carefully and fill out the form completely.

INSTRUCTIONS FOR FILING AN OBJECTION TO A REFEREE RECOMMENDED ORDER: (Please print neatly.)

- A. Copy the Case No. from the Referee's recommended order onto this form.
- B. Complete the "Plaintiff" and "Defendant" boxes exactly as listed on the recommended order. You are the 'moving party'. Once you have written the names where they belong, check the box 'moving party' in the same box as your name.
- C. Write in the date the recommended order was signed by the referee. The date will be at the bottom of the order.
- D. Explain in as much detail as possible why you disagree with the referee's recommended order.

(over)

- E. Write in today's date and sign your name. Contact the assignment clerk of the Judge assigned to your case for a hearing date ((231) 592-0780). Fill in the form with the information you get about the hearing date, location of hearing and name of the judge who will be hearing the motion.

- F. Complete the Certificate of Mailing on the date that you are filing this objection and mailing it to the other party. This should be completed on the same day.

- G. You will need to make 3 copies of the completed form. The original is to go to the County Clerk's office, a copy to the other party, and a copy to the Friend of the Court office. **As a reminder, this must be done within 21 days or the recommended order will be entered.** The other party must be served with the objection and hearing date at least 9 days (excluding holidays) before the hearing date. Serve the papers by mailing them to the other party by regular, first class mail.

INFORMATION ABOUT THE HEARING*****

- 1. Since you are representing yourself, you are expected to conduct yourself as an attorney would and to follow the same general rules an attorney would.

- 2. Bring all supporting documents you have and/or any witnesses who are willing to testify. If you feel you need to subpoena someone to attend this hearing follow the procedure in Michigan Court Rule 2.506 or consult an attorney.

- 3. You should appear 10-15 minutes early. Please do not interrupt any hearing in progress. You should wait for your case to be called. Be prepared to spend most of the morning or afternoon in court.

**STATE OF MICHIGAN
JUDICIAL CIRCUIT
COUNTY**

**OBJECTION TO
REFEREE'S RECOMMENDED ORDER**

(A) CASE NO.

Court address

Court telephone no.

(B) Plaintiff's name, address, and telephone no. Moving party

Third party's name, address, and telephone no. Moving party

v

Defendant's name, address, and telephone no. Moving party

I object to the entry of the referee's recommended order dated **(C)** _____ and request a de novo hearing by the court. My objection is based on the following reason(s):

(D)

I declare that the statements above are true to the best of my information, knowledge, and belief.

(E) _____
Date

Signature of objecting party

Name (type or print)

NOTICE OF HEARING

(F) A hearing will be held on this objection before Hon. _____
Name of judge

on _____ at _____ at _____
Date Time Place

If you require special accommodations to use the court because of a disability, please contact the court immediately to make arrangements.

CERTIFICATE OF MAILING

I certify that on this date I mailed a copy of this objection and notice of hearing on the other party(ies) by ordinary mail at the above address(es).

(G) _____
Date

Signature of objecting party