

PROBATE COURT CASELOAD - PART 2: RECORD OR METHOD OF DISPOSITION AND RECORD OF CLOSED CASES

General Reporting Instructions: When a case type code is changed after a case has been reported to the State Court Administrative Office, the case must be counted disposed as "Case Type Change" under the case type code under which the case was originally reported (as a new filing) and reported as a new filing under the new case type. Enter in the appropriate lines the method or record of disposition of the petition for each of the case type codes. In the following instructions, the term "petition" includes an "application." In addition, enter in the appropriate lines the number of cases that have been closed during the reporting year.

SECTION A: ESTATES, TRUSTS

Line	CASE TYPE	DA	DE	DH	PE	TT	TV
1	Granted						
2	Order Determining Testacy/Heirs						
3	Denied						
4	Transferred						
5	Withdrawn/Dismissed						
6	Case Type Change						

Line	CASE TYPE	DA	DE	TT	TV
7	Administratively Closed				
8	Cases Closed				

Line	Estates Under Supervised Administration				
9	Total estate cases supervised by the court during the year				

Line 1: Granted (*forms PC 556, 568, PC 569*) [MCR 5.308, 5.309, 5.402] - Count each estate and testamentary trust petition disposed when **appointment of personal representative/fiduciary** is granted by order (or register's statement). If there are multiple petitions filed with the court, count the case disposed here if a personal representative is appointed. Count each petition of a trust inter vivos case disposed when granted by order. Count each petition for assignment disposed when granted by order.

Line 2: Order Determining Heirs/Order Admitting Will (*forms PC 554, PC 568, PC 569*) [MCR 5.308(B)] - Count each estate petition disposed by order determining heirs when no personal representative is appointed. Count each estate petition disposed by register's statement admitting will when no personal representative is appointed.

Line 3: Denied (*form PC 568, PC 569*) [MCR 5.308, 5.309] - Count each estate, assignment, testamentary trust, and inter vivos trust petition disposed when denied by order (or register's statement). If there are multiple petitions filed with the court, count the case disposed here if **all** petitions are denied.

Line 4: Transferred (*form PC 608 or MC 316*) [MCR 2.226, 2.227, 5.128, MCL 700.1303] - Count each estate, testamentary trust, and inter vivos petition transferred to another court.

Line 5: Withdrawn/Dismissed - Count each estate, assignment, testamentary trust, and inter vivos trust petition withdrawn by the petitioner or dismissed by the court for no progress or other reason.

Line 6: Case Type Change - When a case is counted as a new filing under DA (or DE), and the case type code is changed at disposition to DE (or DA), count the initial DA (or DE) case as disposed on this line. The new case type code would then need to be recorded under new filings and then appropriately disposed of. Do not count post-dispositional case type changes such as when a case is placed under supervised administration some time after disposition of the initial petition in the case.

Line 7: Administratively Closed (*form PC 599*) [MCR 5.144] - Count each estate, testamentary trust, and inter vivos trust case administratively closed for statistical purposes.

Line 8: Cases Closed (*form PC 592 or PC 597*) [MCR 5.308(B)(2)(d), 5.311] - Count each estate case closed when order of discharge is entered or certification of completion is filed. Count each testamentary trust and inter vivos case closed upon disposition of the petition as defined in Part 1, Line 2 except that when the trust is supervised, count it closed upon the termination of court supervision. Except as otherwise instructed above, if a new filing is disposed under Lines 2, 3, 4, 5, or 6, count it closed also.

Line 9: Supervised Estates - Count every estate (DA and DE) that was under supervised administration at some point during the entire reporting year.

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SECTION C: CIVIL AND OTHER MATTERS

Line	CASE TYPE	CZ
1	Jury Verdict	
2	Bench Verdict	
3	Uncontested/ Default/Settled	
4	Transferred	
5	Dismissed by Party	
6	Dismissed by Court	
7	Inactive Status	
8	Other Disposition	

Report civil cases disposed as follows: A civil case is counted as disposed when all claims of all plaintiffs against all defendants or all counter or cross claims have been disposed. A miscellaneous case is disposed when an order following the hearing on the petition is entered. Do not count cases disposed when assigned by the State Court Administrative Office to a judge of another court. Enter in the appropriate lines the numbers of cases disposed for each of the case-type codes. Once a case can be counted as disposed, **the method of disposition** should be entered in the line representing the highest form of disposition within the case using the following hierarchy:

Line 1: Jury Verdict [MCR 2.504(B), 2.600 et seq.] - Count when decided by jury except when judge amends or overturns verdict.

Line 2: Bench Verdict [MCR 2.504(B), 2.600 et seq., 3.105(H), 3.300 et seq.] - Count when decided by judge. Count directed verdicts in favor of defendant after conclusion of plaintiff's case. Count entry of judgment by judge notwithstanding jury verdict.

Line 3: Uncontested/Default/Settled/Summary Disposition [MCR 2.403(M), 2.405, 2.410(D)(3), 2.411(C)(4), 2.600 et seq.] Count when defaulted for no answer, when consent judgment is filed including those as a result of case evaluation, mediation or other ADR process; when default is entered after a party fails to attend a scheduled ADR proceeding; when default judgment is entered after plaintiff offers proofs and defendant has failed to appear; when trial is commenced but case is settled before return of verdict; or when motion for summary disposition is granted.

Line 4: Transferred (form MC 316 or PC 608) [MCR 2.226, 2.227] - Count when removed, remanded, or transferred from one court to another before adjudication, including cases removed to federal court.

Line 5: Dismissed by Party (form MC 09) [MCR 2.102(E), 2.502, 2.504(A)] Count voluntary dismissals by plaintiff.

Line 6: Dismissed by Court (form MC 09a) [MCR 2.102(E), 2.401(G)(1), 2.410(D)(3), 2.502, 2.504(B), (E)] Count when dismissed due to non service and no progress. Count when dismissed for no cause of action after conclusion of plaintiff's case. Count when dismissed as a result of payment of an award made within 28 days of notification of acceptance of an evaluation under MCR 2.403(M). Count when dismissed after plaintiff fails to appear.

Line 7: Inactive Status (form MC 300) - Count upon notice of filing of bankruptcy is filed staying a case or any other order staying the case (except interlocutory appeal) is filed.

Line 8: Other Disposition (forms PC 550, PC 551, PC 612, PCA 350) [MCL 333.6124, 700.1207, 700.1208, 700.2517] - Count all other dispositions not otherwise provided for in the above.

Line 9: Granted - Count each petition for other matters disposed when granted by order. Count letters of foreign personal representative as granted upon filing.

Line 10: Denied - Count each petition for other matters disposed when denied by order.

Line 11: Transferred (form MC 316 or PC 608) [MCR 2.226, 2.227, 5.128, MCL 700.1303] - Count each petition for other matters transferred to another court.

Line 12: Withdrawn by Petitioner/Dismissed - Count each petition for other matters withdrawn by the petitioner before the issuance of an order granting or denying. Count each petition for other matters dismissed by the court.

Line	CASE TYPE	ML
9	Granted	
10	Denied	
11	Transferred	
12	Withdrawn/ Dismissed	

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SECTION D: GUARDIANSHIPS, CONSERVATORSHIPS, ADMISSIONS, MENTAL COMMITMENTS

Line	CASE TYPE	CA	CY	DD	GA	GL	GM	JA	LG	MI	PO
1	Granted										
2	Denied										
3	Transferred										
4	Withdrawn/ Dismissed										
5	Deferred										
6	Case Type Change										
7	Administratively Closed										
8	Out of System see instruction										

Line 1: Granted (*forms PC 631, PC 640, PC 653, PC660, PCM205, PCM214, PCM214a, PCM239, PCM243*) [MCL 330.1433, 330.1468, 330.1469a, 330.1470, 330.1472a, 330.1498n, 330.1498o, 330.1511, 330.1515, 330.1518, 330.1519, 330.1520, MCL 700.5406 et seq.] - Count each petition for guardianship or conservatorship or protective order when granted. Count each initial order issued on a petition for commitment/treatment/hospitalization/assisted outpatient treatment or judicial admission (including when the original petition was deferred and a demand for hearing was later filed). Do not include second or continuing orders for adults (see Lines 9 and 11). Do not count orders appointing temporary guardian of incapacitated individual. Count each order sustaining an objection to hospitalization of a minor or administrative admission of a developmentally disabled person.

Line 2: Denied - Count each original petition for guardianship, conservatorship, protective order, commitment/hospitalization/treatment/assisted outpatient treatment, or admission denied (including when the original petition was deferred and a demand for hearing was later filed). Do not include orders on petitions for second or continuing commitment/hospitalization/treatment (see Lines 10 and 12).

Line 3: Transferred (*form MC 316 or PC 608*) [MCR 2.226, 2.227, 5.128, MCL 700.1303] - Count each guardianship, conservatorship, mental commitment/hospitalization/ treatment/assisted outpatient treatment, or judicial admission petition transferred to another court.

Line 4: Withdrawn by Petitioner/Dismissed (*forms PCM205, PCM214, PCM214a, PCM239*) [MCL 330.1468, 330.1469a, 330.1470, 330.1472a, 330.1498n, 330.1498o, 330.1511, 330.1515, 330.1518, 330.1519, 330.1520] - Count each guardianship or conservatorship petition withdrawn by the petitioner before the issuance of an order of appointment. Count each petition for guardianship, conservatorship, mental commitment/hospitalization/treatment/assisted outpatient treatment, or judicial admission dismissed by the court (includes situations where the individual agrees to voluntary commitment). Count each order dismissing an objection to hospitalization of a minor or administrative admission of a developmentally disabled person.

Line 5: Deferred (*form PCM235*) [MCL 330.1455(5)] - Count each request to defer hearing on a petition for commitment/hospitalization/treatment.

Line 6: Case Type Change - When a case is counted as a new filing under CA (or CY) and the case type code is changed at disposition to PO or vice versa, count the initial filing as disposed on this line. When a case is counted as a new filing under GA and that case type code is change at disposition to GL or vice versa, count the initial filing as disposed on this line. When a case has already been **reported** as a new filing and is not yet disposed and the case type was assigned in error, to correct the case type count as disposed on this line. The new case type for any of these examples would then need to be recorded under the appropriate case type as a new filing and then appropriately disposed of.

Line 7: Administratively Closed (*form PC 599*) [MCR 5.144] - Count each guardianship and conservatorship case administratively closed for statistical purposes.

Line 8: Out of System (*form PC 597 or PC 605*) [MCR 5.308(B)(2)(d), 5.311] - Provide the total number of individuals for whom guardianship or conservatorship has ceased. If a new filing is disposed under Lines 2, 3, 4, or 6, count it closed also.

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SECTION D: GUARDIANSHIPS, CONSERVATORSHIPS, ADMISSIONS, MENTAL COMMITMENTS

Line	CASE TYPE	MI
9	Second Order Granted	
10	Second Order Denied	
11	Cont. Order Granted	
12	Cont. Order Denied	
13	AOT Granted	
14	AOT Denied	

Line 9: Petition for Second Order (*form PCM 219*) [MCL 330.1469a]- Count each petition for second order for treatment granted.

Lines 10: Petition for Second Order (*form PCM 219*) [MCL 330.1469a]- Count each petition for second order for treatment denied.

Line 11: Petition for Continuing Order Granted (*forms PCM 219*) [MCL 330.1472a]- Count each petition for continuing order for treatment granted.

Line 12: Petition for Continuing Order Denied (*forms PCM 219*) [MCL 330.1472a]- Count each petition for continuing order for treatment denied.

Line 13: AOT Granted (*form PCM 243*) [MCL 330.1433]- Count each petition for assisted outpatient treatment granted.

Line 14: AOT Denied (*form PCM 243*) [MCL 330.1433]- Count each petition for assisted outpatient treatment denied.