

**STATE BAR OF MICHIGAN  
ENVIRONMENTAL LAW SECTION**

Topic: Amicus Brief Subcommittee Report and Discussion

Tuesday, December 9, 2025  
12:00 p.m.

**MEETING MINUTES**

PRESENT: Council members: Matt Hall, Brian Considine, Kyle Konwinski, & Erica Sarver. Several section members attended and provided input as well.

1. Approximately 12:03 p.m. - Call to Order (Konwinski)
  - A quorum of Council was not present. Therefore, the meeting was to discuss the potential motions, and no motions or business occurred.
2. Amicus Brief subcommittee
  - a. Discuss amicus topics.

MSC Case No. 168335-9 topics were discussed and presented by Ms. Sarver. Recommended that two topics be drafted.

MSC Case No. 168346 topics were discussed and presented by Mr. Konwinski. Mr. Konwinski originally recommended that the first two topics be drafted, but after received input from those present, it was recommended that all three topics be *drafted* for consideration of the council, but the Council could then remove any topics once drafted if it so choose.
  - b. Review proposals

Two proposals were received. See **Exhibit A**.

Both proposals were discussed. Mr. Rattner joined the meeting for a time and expressed his interest in assisting. Mr. Rattner has no formal environmental experience and has no particular expertise in appellate briefs. He has drafted two response briefs in appeals for cases in which he has worked.

Mr. Youngdahl's proposal is more expensive, but he has extensive appellate experience. Mr. Youngdahl is also on the Appellate Section council of the state bar. Upon questioning from those present, Mr. Youngdahl has no particular environmental expertise, although he has drafted briefs for environmental cases.

Recommendation of the subcommittee, based on feedback received at the meeting and an evaluation of the proposals, was to utilize Mr. Youngdahl.

Before adjourning, Mr. Konwinski recognized that an e-mail vote would need to be held of Council members on the above topics. No objections to that approach were raised.

3. Adjourned at approximately 12:35 p.m.