

UCC COMMITTEE
REPORT PREPARED FOR THE DECEMBER 4, 2025 COUNCIL MEETING

1. Next Scheduled Meeting of the Committee.

Next scheduled meeting of the Committee: Meeting to be held on a date to be determined in June or July 2026 following the issuance of the Supreme Court opinion in *FCA USA LLC v. Kamax Inc.*, which will address the enforceability of requirements contracts under UCC 2-306.

2. Council Approval.

None

3. Membership.

All members were invited to join the last meeting discussing the Supreme Court's 2023 ruling in *MSSC, Inc. v. Airboss Flexible Prods. Co.* and its implications for the Court of Appeals' 2020 ruling in *Cadillac Rubber & Plastics, Inc. v. Tubular Metal Sys., LLC* and other cases, including *Kamax*.

4. Accomplishments Toward Committee Objectives.

The committee hosted a meeting on May 15, 2025 to discuss recent developments in case law regarding requirements contracts. All new and old members were invited to join. The UCC Committee has also gained a new co-chair, T.L. Summerville, following Michael Khoury's retirement from his co-chair role.

5. Meetings and Programs.

Following developments of Article 2 requirements contracts cases, prior meeting on last developments was held in May 2025, anticipate meeting in June or July 2026 following Supreme Court ruling.

6. Publications.

None.

7. Methods of Monitoring Legislative/Judicial/Administrative Developments and Recommended Action

Regularly follow Michigan Bar updates for any updates and developments in UCC case law.

8. Miscellaneous.