

**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.**