

STATE OF MICHIGAN
COURT OF CLAIMS

CHEMICAL BANK, a National
banking corporation,

Plaintiff,

V

MICHIGAN DEPT. OF TREASURY,

Defendant.

Case No. 19-73-MZ

HON. COLLEEN O'BRIEN

Michael A. Fleming (P38293)
Kelly J. Shefferly (P83036)
Attorneys for Plaintiff
Plunkett Cooney
38505 Woodward Ave., Ste. 100
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Revenue and Tax Division
P.O. Box 30754
Lansing, MI 48933
(517) 335-7584

STIPULATION SETTING PRIORITY

The Plaintiff, by and through its Attorneys Plunkett Cooney, and the Defendant State of Michigan Department of Treasury (hereinafter "Treasury"), by and through its attorneys, Dana Nessel, Attorney General and Steven B. Flancher, Assistant Attorney General agree that:

1. Treasury was named as a Defendant in this matter.
2. Treasury recognizes that the interest claimed by the Plaintiff in the property which is the subject of this cause, is senior and prior to the interests claimed by Treasury.
3. In the event that the circuit court action, Case No. 19-0664-26-CK, results in sale of the subject property, the Plaintiff's attorney will send notice of sale to the Department of Attorney General, Revenue & Tax Division. Any excess proceeds

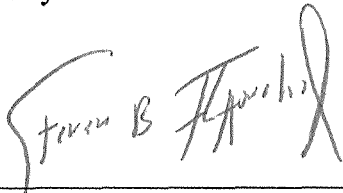
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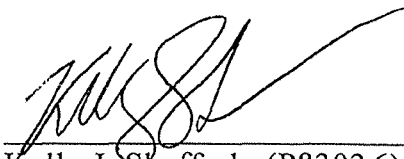
from said sale, over and above the amount necessary to satisfy the Plaintiff's claim, will be applied to the amounts due and owing any junior lien holders in accordance with the priority of their interest as determined by the Court.

4. Accordingly, as part of the Stipulation Setting Priority, Plaintiff and Defendant Treasury agree that no costs or attorney fees will be awarded to either party.



Steven B. Flancher (P47894)

Dated: 6/13/19



Kelly J. Shefferly (P83036)

Dated: 6/11/19

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ORDER ENTERING STIPULATION SETTING PRIORITY

At a session of said Court held at Michigan Court of Claims
On the 14 day of June, 2019.

PRESENT: Hon. Colleen A. O'Brien

This matter having come before the Court by way of stipulation between the parties, the Court having reviewed the Stipulation, and being otherwise fully advised in the matter;

IT IS HEREBY ORDERED that the STIPULATION SETTING PRIORITY is entered and binding.

This is a final order resolving the last pending claim and closes the Court of Claims case.

Colleen A. O'Brien

Honorable Colleen O'Brien