

Memorandum No. 2

Subject: Study No. 22 - Cut-off date, Motion for New Trial

Each of you has a copy of Professor Pickering's study to determine whether the law relating to motions for new trial in cases where notice of entry of judgment has not been given should be revised. A copy of the portion of the minutes of the meeting of the Northern Committee of October 21, 1957, which relates to this study is enclosed.

We will be considering Professor Pickering's study and proposed recommendations to the Commission as to action to be taken on this matter. I have not asked Professor Pickering to meet with us because it does not seem to be particularly likely that he could add a great deal to what his study shows, and we will be somewhat freer to discuss the merits of the study if he is not present.

My own view on the latter question is that while the study is quite short, it is probably adequate considering the relatively simple nature of the problem involved. It seems to me that the material on Pages 7 through 12 can probably be condensed, much of it appearing in footnotes. This, of course, would make the study even shorter and would raise the question whether the study warrants printing in a separate pamphlet or should be simply made an appendix to one of the Commission's annual reports. Those present at the special meeting should perhaps make a recommendation on this matter to the Commission.

Respectfully submitted,

John R. McLaughlin, Jr.
Executive Secretary

OFFICE OF THE
EXECUTIVE SECRETARY



STATE BAR OF MICHIGAN
COMMISSION ON
STUDY OF
CUT-OFF DATE

Handwritten notes and stamps on the left margin, including a date stamp 'OCT 21 1957' and various initials and markings.