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May 9, 2001

Jennifer Granholm, Esq.  
Attorney General  
Executive Division  
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Dear Ms. Granholm:

My client, Christine L. Morrison, spoke with you on April 5, 2001 at Oakland University at your reception in the Meadow Brook Art Gallery. She told you that the Michigan State Courts "do not work." On her behalf, we have filed 4 Court of Appeals and 2 Michigan Supreme Court Appeals, all rejected, but brought to face. The Trial Court refuses (Hon. Peter J. Maceroni, Macomb Circuit Chief Judge) to abide by acknowledged Michigan Statutes and Court Rules, to rule on pending Motions (the Trial Court has taken several matters under advisement for well over 2 years, now, and never ruled upon them), and to objectively hear post-judgment Motions. You requested Ms. Morrison to send you evidence supporting these allegations and after your reviewing the same, stated you would contact her attorney. Ms. Morrison asked that I write directly to you concerning these matters and that you contact me at the above address.

Honesty and integrity is not present in the Macomb Circuit Court/Friend of the Court, nor in the State Appellate review process. Despite the Trial Court/ and its Friend of the Court's repeated denials of Ms. Morrison's constitutional rights to due process, advance notice to hearings and filed opposition to entry of Court Orders, the Court/FOC have consistently refused her protection of her inalienable rights to parenting time (her 1997 Judgment and its Amendments give joint legal and joint physical custodial time to Ms. Morrison with her daughter, not just visitation time). The Court of Appeals has seen "no urgency" to act on timely appeals of any of these denials and have denied my 4 Applications to Appeal the post-judgment rulings without explaining why.

I have both law clerked and practiced in the Michigan Appellate courts for 30 years, and written excellent Applications, only to be repeatedly denied. I believe the entire process is being smothered by political considerations and not by the requirements of applicable law. e.g. statutes which mandate FOC services; Court rules and Statutes which mandate due process and constitutional rights will be protected; the mandatory statutes and Court rules which have been affirmatively interpreted, as I have represented, by both reported Court of Appeals and Supreme Court decisions including constitutional rights. Nonetheless, Ms. Morrison's rights continue to be trammled by an ill-motivated Trial Court Judge who is intent on teaching her a lesson, and its FOC, which is in the Chief Judge's charge into not acting in Ms. Morrison's case. Ms. Morrison's single case abuse is not a matter for the Judicial Tenure Commission, either, by its own definitions and my prior experience with that agency (I was that agency's first acting director, 1969-1970 and appointed outside prosecution counsel on several cases 1970-1976) and thus know of its "inner-workings criteria" from those experiences.

It is the Michigan Appellate tribunals refusal to review the issues I have raised and the Trial Court /FOC continuous and repeated violations of mandatory rules applicable, believing they can act with impunity since no State Appellate Court stops them, which keeps this "nightmare alive," not only for Ms. Morrison, but for many litigants who are now just coming to our attention.

I outlined this "nightmare" for you to let you know that the Judicial chaos that is occurring in Ms. Morrison's case is also present in many other like cases. Ms. Morrison's rights are *de facto* being abandoned in the legal process which repeatedly rejects appellate review and denies her all review of the trial court's ongoing bias against her, too. The Judicial process is intent upon breaking the support payers both financially and in spirit too. Most others have just given up the fight, capitulated to and often fled from this system. This is not justice, but oligarchy. People before Macomb Circuit Court do not receive impartiality, nor is there any accountability, even though the Judges are elected officials and the FOC is largely composed of licensed attorneys charged with "knowing the law."

I don't intend to drop the matter and acquiesce to a do-nothing/Judicial review process, driven by politics instead of rule of law. Ms. Morrison has exhausted all of her state remedies and will next be forced to proceed in a federal forum against these persons and state institutions. Reformation by federal judicial

holdings is not in Macomb County's best interest, but there appears no other avenue available.

I ask, is there not something inherently wrong when the "guardians of our individual liberties," the Court and its service arm, the FOC, are allowed to be the abusers of our liberties? And when told of these abuses, no "watch-dog" State Appellate Court or lawful oversight committee will look at what is occurring in Ms. Morrison's case :

- (1) The State Appellate Court refuses to review the underlying Court Orders which blatantly violate the law applicable, because they have the discretion to decline that post-judgment application for review. When the allegation is: Denial of one's constitutionally guaranteed rights, Appellate review should be mandatory, not discretionary.
- (2) The Appellate Court has refused as a guaranteed right to review a Claim of Appeal from the Trial Court, which diminishes Ms. Morrison's parenting time, without the Trial Court first complying with MCLA 722.23, Constantini v Constantini, 171 Mich App 466, 430 NW 2d 748 (1998):
  - a. Claim of Appeal filed February 20, 2001.
  - b. Brief filed March 14, 2001.
  - c. Denied March 14, 2001 by "chief judge."
  - d. Motion for Rehearing filed April 3, 2001.
- (3) The Macomb County Circuit Court Chief Judge who is charged to make sure its Court agency, the Friend of the Court, does its mandated job, but refuses to supervise/act, in that capacity.
- (4) The Trial Court is allowed to intentionally and repeatedly violate the law and hide behind his "absolute immunity" cloak from liability for his acts.


**ENCLOSED FOR REVIEW ARE THE PARTIAL SUPPORTING EXHIBITS:**

1. Excerpt from December 7, 2000 Supreme Court Application For Leave To Appeal.
  - a. Group supporting Exhibit Nos. 4-14 with description violating requirements of law.
  
2.
  - a. Excerpts from Claim of Appeal filed February 20, 2001, Brief filed March 14, 2001.
  - b. Order of Denial March 14, 2001.
  - c. April 3, 2001 a 7 page timely Motion for Rehearing was filed, pending.

In all likelihood, this Motion will be dismissed by the 3 judge panel, "not bucking" the chief judge's decision.

The question is, will you, as the State's Chief Attorney, take a look at what has gone wrong here in our County and State? I would like to lay it all out for you, or your staff, whenever you are available. It is only when the legislature begins to hold the Judiciary accountable that any real reform will occur. This arm of government definitely needs reformation; are you up to it? Looking forward to hearing from you.

Very truly yours,

  
DANIEL J. HENRY, JR.  
Attorney at Law

Enclosures

cc: Christine Morrison

4-5-01

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PHONE-CALL

FOR <u>Dan</u>	DATE <u>5/25</u>	TIME <u>11</u> <input checked="" type="radio"/> A.M. <input type="radio"/> P.M.
FROM <u>TOMAS CASAY</u>		
OF <u>Michigan Attorney General office</u>		
PHONE <u>517-373-1174</u>	FAX	
MESSAGE <u>Reg. CHRIS MORRISON'S</u>	<input type="checkbox"/> TELEPHONED	
<u>File,</u>	<input type="checkbox"/> RETURNED YOUR CALL	
<u>Secretary General</u>	<input checked="" type="checkbox"/> PLEASE CALL	
	<input type="checkbox"/> WILL CALL AGAIN	
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SIGNED	<input type="checkbox"/> WANTS TO SEE YOU	

DH returned  
call 6-7-01