Approved, SCAO

Original - Court 1st copy - Defendant 2nd copy - Plaintiff 3rd copy - Return

STATE OF MICHIGAN			100-0-0-0-0-0-0-0-0-0-0-0-0-0-0-0-0-0-0	(CASE NO.
JUDICIAL DISTRICT		SUMMONS		20 155	OT.
30th JUDICIAL CIRCUIT	1	CHOMINIO		20- 255	-CE
COUNTY PROBATE					3
Court address 313 West Kalamazoo St., Lansing, MI 48	933				Court telephone no. (517) 483-6500
Plaintiff's name(s), address(es), and telephone	no(s).		Defendant's name(s), a	ddress(es), and te	elephone no(s).
Attorney General Ex Rel the People of the	e State of		Boyce Hydro Power		2.5
Michigan; the Department of Environme	nt, Great Lakes, and	2000	414 Townsend, Suit		
Energy; and the Department of Natural R	esources	V	Midland, MI 48640		
Plaintiff's attorney, bar no., address, and teleph	ono no				
Nathan A. Gambill (P75506)	one no.				
Michigan Department of Attorney Gener	al				
P.O. Box 30755					
Lansing, MI 48909	1				
(517) 335-7664					
Instructions: Check the items below that apply	to you and provide any r	eguired inform	nation. Submit this form	to the court clerk a	along with your complaint and
if necessary, a case inventory addendum (form	MC 21). The summons s	ection will be	completed by the court	clerk.	nong with your complaint and,
111 0300	o no unicase s		######################################	TO T	*
Domestic Relations Case					
☐ There are no pending or resolved of	cases within the juris	diction of th	e family division of	the circuit cou	rt involving the family or
family members of the person(s) w	ho are the subject of	f the compl	aint.	anife and a	
There is one or more pending or re	solved cases within	the jurisdic	tion of the family di	vision of the ci	rcuit court involving
the family or family members of the	e person(s) who are t	the subject	of the complaint. I	have separate	ly filed a completed
confidential case inventory (form M	r received sees with	ases.	Saliadiam addha dansik		
It is unknown if there are pending of the family or family members of the	nerson(s) who are t	the subject	of the complaint	y division of th	e circuit court involving
are raining or raining mornisors of the	person(s) who are i	ine subject	or the complaint.		
Civil Case					
This is a business case in which al	l or part of the action	includes a	business or comm	ercial dispute	under MCL 600.8035.
☐ MDHHS and a contracted health p	lan may have a right	to recover	expenses in this ca	se. I certify tha	at notice and a copy of
the complaint will be provided to M	DHHS and (if application	able) the co	ntracted health pla	n in accordanc	e with MCL 400.106(4).
There is no other pending or resolve	ed civil action arising	g out of the	same transaction of	or occurrence	as alleged in the
complaint.				11	
A civil action between these parties					
been previously filed in this co	urt, 🗆				Court, where
it was given case number	a	ınd assigne	d to Judge		
The action ☐ remains ☐ is no lo	onger pending.		is		
Summons section completed by court clerk.	S	UMMONS			
NOTICE TO THE DEFENDANT: In th	e name of the people	e of the Sta	ate of Michigan you	are notified:	
1. You are being sued.	manager and parties in The		ito of mongan you	Gro riotilioa.	
2. YOU HAVE 21 DAYS after receiving	g this summons and	a copy of t	he complaint to file	a written ans	wer with the court and
serve a copy on the other party or	ake other lawful ac	tion with t	he court (28 days i	f you were ser	ved by mail or you were
served outside this state).					
If you do not answer or take other a demanded in the complaint.	4		21		
4. If you require special accommodation	ons to use the court I	because of	a disability or if you	require a forei	gn language interpreter
to help you fully participate in court	proceedings, please	e contact th	e court immediately	to make arrai	ngements.
Issue date Expiration		Court clerk	DAVID LOPEZ		
*This summans is invalid unless served on or h	IUL 3 0 2020	TLI LA			
*This summons is invalid unless served on or b	eiore its expiration date.	i nis documen	t must be sealed by the	seal of the court.	

SUMMONS

PROOF OF SERVICE

Case No. 20- 255

-CE

TO PROCESS SERVER: You are to serve the summons and complaint not later than 91 days from the date of filing or the date of expiration on the order for second summons. You must make and file your return with the court clerk. If you are unable to complete service you must return this original and all copies to the court clerk.

CERTIFIC	CATE / AFFIDAVIT OF	F SERVICE / NONSERVICE	
OFFICER CERTIFICAT I certify that I am a sheriff, deputy sheriff, I court officer, or attorney for a party (MCR and that: (notarization not required)	OCESS SERVER at I am a legally competent officer of a corporate (notarization required)		
☐ I served personally a copy of the summ☐ I served by registered or certified mail (nons and complaint, copy of return receipt a	attached) a copy of the summons a	and complaint,
together with ${\text{List all documents served with the s}}$	summons and complaint		
			on the defendant(s):
Defendant's name	Complete address(es) of se	ervice	Day, date, time
☐ I have personally attempted to serve the and have been unable to complete serve		nt, together with any attachments, o	n the following defendant(s)
Defendant's name	Complete address(es) of se	ervice	Day, date, time
I declare under the penalties of perjury that best of my information, knowledge, and be		has been examined by me and tha	t its contents are true to the
Service fee Miles traveled Fee \$		Signature	
Incorrect address fee Miles traveled Fee \$	\$	Name (type or print) Title	
Subscribed and sworn to before me on $\overline{\mathbb{D}}$			County, Michigan.
My commission expires:	Signature:	Deputy court clerk/Notary public	
Notary public, State of Michigan, County			
	ACKNOWLEDGME	NT OF SERVICE	
I acknowledge that I have received service			S
	on Day, date, time		1 1
Signature	on beha	alf of	<u> </u>

Approved, SCAO

Original - Court 1st copy - Defendant 2nd copy - Plaintiff 3rd copy - Return

STATE OF MICHIGAN				,	CASE NO.
JUDICIAL DISTRICT		SUMMONS		00 005	OF
30th JUDICIAL CIRCUIT	1	SOMMAN		20- 255	-CE
COUNTY PROBATE					
Court address 313 West Kalamazoo St., Lansing, MI 4	8933				Court telephone no. (517) 483-6500
Plaintiff's name(s), address(es), and telephone	no(s).	1	Defendant's name(s), a	iddress(es), and t	elephone no(s).
Attorney General Ex Rel the People of t			Edenville Hydro Pro	operty, LLC	
Michigan; the Department of Environme		v	414 Townsend, Suit	e 201	
Energy; and the Department of Natural I	Resources	3.3.	Midland, MI 48640		
Plaintiff's attorney, bar no., address, and telep	none no		1/		
Nathan A. Gambill (P75506)	iono no.				
Michigan Department of Attorney Gene	ral				R
P.O. Box 30755					
Lansing, MI 48909		11			
(517) 335-7664					
Instructions: Check the items below that app if necessary, a case inventory addendum (form					along with your complaint and,
Domestic Relations Case					*
☐ There are no pending or resolved	cases within the juri	sdiction of th	e family division of	the circuit cou	urt involving the family or
family members of the person(s) v	ho are the subject	of the compl	aint.	the off out oot	in this of the fairing of
☐ There is one or more pending or re	esolved cases within	n the jurisdic	tion of the family di	vision of the c	ircuit court involving
the family or family members of th			of the complaint. I	have separate	ly filed a completed
confidential case inventory (form					
It is unknown if there are pending the family or family members of the	or resolved cases w	the subject	of the complaint	y division of th	ie circuit court involving
The farming of farming thembers of the	e person(s) who are	e trie subject	or the complaint.		
Civil Case					
This is a business case in which a	ll or part of the action	on includes a	business or comm	ercial dispute	under MCL 600.8035.
☐ MDHHS and a contracted health p	lan may have a righ	nt to recover	expenses in this ca	ase. I certify th	at notice and a copy of
the complaint will be provided to M	IDHHS and (If appli	cable) the co	intracted health pla	n in accordan	ce with MCL 400.106(4).
There is no other pending or resol complaint.	ved civil action ansi	ng out or the	same transaction	or occurrence	as alleged in the
A civil action between these partie	s or other parties ar	ising out of t	he transaction or o	ccurrence alle	ged in the complaint has
been previously filed in ☐ this co					
zee previously mod in time of	м, ш				Court, where
it was given case number		and assigne	d to Judge		•
The action ☐ remains ☐ is no I	onger pending.				
Summons section completed by court clerk.	[SUMMONS]		
NOTICE TO THE DEFENDANT: In t	ne name of the peo	ple of the Sta	ate of Michigan you	are notified:	
1. You are being sued.	is manife at me least	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	ate of Milotingari you	aro notinoa.	
2. YOU HAVE 21 DAYS after receiving	ng this summons an	d a copy of t	he complaint to file	a written ans	wer with the court and
serve a copy on the other party or	take other lawful a	ction with t	he court (28 days	if you were se	rved by mail or you were
served outside this state).		ora nadificacionaria			DAG TOWN AN INCOME
If you do not answer or take other demanded in the complaint.	action within the tim	ne allowed, j	udgment may be er	ntered against	you for the relief
If you require special accommodate	ions to use the cour	t herause of	a disability or if you	ı require a fora	sian languaga interpreta-
to help you fully participate in cour	t proceedings, pleas	se contact th	e court immediatel	v to make arra	ngn language interpreter Ingements
Issue date Evaluation	ULe* 3 0 2020	Court clerk	DAVID LOPE		
1111 0 1 2020			The second second		
*This summons is invalid unless served on or	petore its expiration date	. This documer	t must be sealed by the	seal of the court.	2

PROOF OF SERVICE

SUMMONS Case No. 20- 255 -CE

TO PROCESS SERVER: You are to serve the summons and complaint not later than 91 days from the date of filing or the date of expiration on the order for second summons. You must make and file your return with the court clerk. If you are unable to complete service you must return this original and all copies to the court clerk.

CERTIF	ICATE / AFFIDAVIT C	F SERVICE / NONSERVICE		
OFFICER CERTIFICATE I certify that I am a sheriff, deputy sheriff, bailiff, appointed court officer, or attorney for a party (MCR 2.104[A][2]), and that: (notarization not required) OR AFFIDAVIT OF PROCESS SI Being first duly sworn, I state that I am a leadult, and I am not a party or an officer of party (MCR 2.103[A]), and that: (notarization not required)				
☐ I served personally a copy of the sum ☐ I served by registered or certified mail	mons and complaint, (copy of return receipt	attached) a copy of the summons and	complaint,	
together with List all documents served with the	summons and complaint			
			on the defendant(s):	
Defendant's name	Complete address(es) of s	service	Day, date, time	
2.			55	
☐ I have personally attempted to serve the and have been unable to complete se		aint, together with any attachments, on t	ne following defendant(s)	
Defendant's name	Complete address(es) of s	service	Day, date, time	
		N		
I declare under the penalties of perjury the best of my information, knowledge, and		has been examined by me and that it	s contents are true to the	
Service fee Miles traveled Fee \$		Signature		
Incorrect address fee Miles traveled Fee \$	TOTAL FEE \$	Name (type or print)		
1	ate	1	County, Michigan.	
My commission expires:	Signature	: Deputy court clerk/Notary public		
Notary public, State of Michigan, County				
I acknowledge that I have received servi	ACKNOWLEDGMI	ENT OF SERVICE d complaint, together with	······································	
	V:			
8-7-1	On On Day, date, tim		1	
Signature	on beh	nalf of		

Approved, SCAO

Original - Court 1st copy - Defendant

2nd copy - Plaintiff 3rd copy - Return

STATE OF MICHIGAN					CASE NO.
JUDICIAL DISTRICT		CLIBARACNIC		20 055	e e e e e e e e e e e e e e e e e e e
30th JUDICIAL CIRCUIT		SUMMONS		20- 255	-CE
COUNTY PROBATE					
Court address					Court telephone no.
313 West Kalamazoo St., Lansing, MI 48	933				(517) 483-6500
Plaintiff's name(s), address(es), and telephone	CA MINORAL SECTION		Defendant's name(s), a	ddress(es), and	telephone no(s).
Attorney General Ex Rel the People of the	e State of		Lee Mueller		940 W
Michigan; the Department of Environment		20	10120 W. Flamingo)2
Energy; and the Department of Natural R	esources	V	Las Vegas, NV 8914	17	
Distriction of the state of the					
Plaintiff's attorney, bar no., address, and teleph	one no.				
Nathan A. Gambill (P75506)					
Michigan Department of Attorney Gener P.O. Box 30755	al				
Lansing, MI 48909					
(517) 335-7664					
Instructions: Check the items below that apply	to you and provide any	required inform	ation. Submit this form t	to the court clerk	along with your complaint and,
if necessary, a case inventory addendum (form	MC 21). The summons	section will be	completed by the court of	clerk.	
Domostic Boletiana Cons					
Domestic Relations Case		11 11 611		N	
There are no pending or resolved of	ases within the juris	saiction of th	e family division of	the circuit co	urt involving the family or
family members of the person(s) w	no are the subject of	of the comple	aint.		
There is one or more pending or re	solved cases within	the jurisaic	tion of the family div	vision of the c	ircuit court involving
the family or family members of the	e person(s) who are	tne subject	of the complaint. I i	nave separate	ely filed a completed
confidential case inventory (form M	C 21) listing those	cases.			terms addressed bors more than to be
It is unknown if there are pending of the family or family members of the	n resolved cases w	ithin the juris	salction of the family	y division of t	ne circuit court involving
the family of family members of the	person(s) who are	the subject	or the complaint.		
Civil Case					
☐ This is a business case in which al	or part of the action	n includes a	husiness or comm	ercial disputa	under MCL 600 9035
☐ MDHHS and a contracted health pl	an may have a righ	t to recover	evnences in this ca	erciai dispute	at notice and a conv of
the complaint will be provided to M	DHHS and (if applic	able) the co	ntracted health plan	n in accordan	ice with MCL 400 106(4)
☑ There is no other pending or resolved.	ed civil action arisin	na out of the	same transaction of	r occurrence	as alleged in the
complaint.	ou offil dollors distoll	ig out or the	carrie transaction c	o occurrence	as alleged in the
☐ A civil action between these parties	or other parties ari	sing out of th	ne transaction or oc	currence alle	ged in the complaint has
been previously filed in this co		**			
to an included a second of the	W2.574				
it was given case number		and assigne	d to Judge		
The action ☐ remains ☐ is no lo	nger pending.				
Summons section completed by court clerk.	3	SUMMONS			
NOTICE TO THE DEFENDANT: In th	e name of the noon	le of the Ct-	to of Michigan war	oro polifical	
1. You are being sued.	e name of the peop	ne or the Sta	te or wichigan you	are notified:	
2. YOU HAVE 21 DAYS after receiving	a this summons and	d a copy of the	as complaint to file	a written en	auran with the secont and
serve a copy on the other party or t	ake other lawful a	ction with the	ne complaint to me	a written ans	swer with the court and
served outside this state).	and other lawful a	CHOII WILLI	le court (20 days ii	i you were se	rved by mail or you were
3. If you do not answer or take other a	action within the tim	e allowed, ju	idgment may be en	tered against	t you for the relief
demanded in the complaint.					
4. If you require special accommodation	ons to use the court	because of	a disability or if you	require a fore	eign language interpreter
to help you fully participate in court	proceedings, pleas	e contact th	e court immediately	to make arra	angements.
Issue date MAY 0 1 2020 Expiration		Court clerk	DAVID LOPEZ		
*This summons is invalid unless served on or b	JL 3 0 2020	This document	must be sealed by the	nool of the second	
The second secon	no expiration date.	The document	must be sealed by the	scal of the court	•0

SUMMONS

-CE

PROOF OF SERVICE

Case No. 20- 255

TO PROCESS SERVER: You are to serve the summons and complaint not later than 91 days from the date of filing or the date of expiration on the order for second summons. You must make and file your return with the court clerk. If you are unable to complete service you must return this original and all copies to the court clerk.

		CERTIFIC	ATE / AFFIDAV	IT OF S	SERVICE / NONSERVICE	
□ OFFICER CERTIFICATE OR □ AFFIDAVIT OF PROCESS SERVER I certify that I am a sheriff, deputy sheriff, bailiff, appointed court officer, or attorney for a party (MCR 2.104[A][2]), and that: (notarization not required) OR □ AFFIDAVIT OF PROCESS SERVER Being first duly sworn, I state that I am a legally compete adult, and I am not a party or an officer of a corporate party (MCR 2.103[A]), and that: (notarization required)					am a legally competent ficer of a corporate	
☐ I served person☐ I served by regi					ached) a copy of the summons and	complaint,
together with List a	Il documents se	rved with the su	ummons and complai	int		on the defendant(s):
8						on the defendant(s).
Defendant's name			Complete address(es	s) of servi	ice	Day, date, time
					5	
☐ I have personal and have been				mplaint,	, together with any attachments, on th	ne following defendant(s)
Defendant's name		TO COMPANY THE PARTY OF THE PAR	Complete address(es	s) of servi	ice	Day, date, time
					п	
I declare under the				rvice ha	s been examined by me and that its	contents are true to the
Service fee \$	Miles traveled	Fee \$		Sig	gnature	8
Incorrect address fee \$	Miles traveled	Fee \$	TOTAL FEE \$		me (type or print)	
Subscribed and s	worn to befo	re me on	e	Titl	e	County, Michigan.
My commission e	xpires:			ature:	eputy court clerk/Notary public	
Notary public, Sta	te of Michiga		f			
I acknowledge tha	at I have rece	eived service	ACKNOWLED of the summons	GMEN s and co	T OF SERVICE omplaint, together with Attachments	
(M. 100 M. 1			on		B 1 18	187 33
			Day, dat	te, time	E31 - 3 - 20 - 10 - 10 - 10 - 10 - 10 - 10 - 10	х
			on	behalf	of	<u> </u>

Signature

Original - Court 2nd copy - Plaintiff WANDAM. STOKES Approved, SCAO 1st copy - Defendant 3rd copy - Return STATE OF MICHIGAN CASE NO. JUDICIAL DISTRICT SUMMONS 20- 255 -CE 30th JUDICIAL CIRCUIT **COUNTY PROBATE** Court address Court telephone no. 313 West Kalamazoo St., Lansing, MI 48933 (517) 483-6500 Plaintiff's name(s), address(es), and telephone no(s). Defendant's name(s), address(es), and telephone no(s). Attorney General Ex Rel the People of the State of Boyce Michigan, LLC Michigan; the Department of Environment, Great Lakes, and 414 Townsend, Suite 201 Energy; and the Department of Natural Resources Midland, MI 48640 Plaintiff's attorney, bar no., address, and telephone no. Nathan A. Gambill (P75506) Michigan Department of Attorney General P.O. Box 30755 Lansing, MI 48909 (517) 335-7664 Instructions: Check the items below that apply to you and provide any required information. Submit this form to the court clerk along with your complaint and, if necessary, a case inventory addendum (form MC 21). The summons section will be completed by the court clerk. **Domestic Relations Case** There are no pending or resolved cases within the jurisdiction of the family division of the circuit court involving the family or family members of the person(s) who are the subject of the complaint. There is one or more pending or resolved cases within the jurisdiction of the family division of the circuit court involving the family or family members of the person(s) who are the subject of the complaint. I have separately filed a completed confidential case inventory (form MC 21) listing those cases. ☐ It is unknown if there are pending or resolved cases within the jurisdiction of the family division of the circuit court involving the family or family members of the person(s) who are the subject of the complaint. Civil Case ☐ This is a business case in which all or part of the action includes a business or commercial dispute under MCL 600.8035. MDHHS and a contracted health plan may have a right to recover expenses in this case. I certify that notice and a copy of the complaint will be provided to MDHHS and (if applicable) the contracted health plan in accordance with MCL 400.106(4). There is no other pending or resolved civil action arising out of the same transaction or occurrence as alleged in the complaint. A civil action between these parties or other parties arising out of the transaction or occurrence alleged in the complaint has it was given case number _____ and assigned to Judge _____ The action \square remains \square is no longer pending. SUMMONS Summons section completed by court clerk. NOTICE TO THE DEFENDANT: In the name of the people of the State of Michigan you are notified: 1. You are being sued. 2. YOU HAVE 21 DAYS after receiving this summons and a copy of the complaint to file a written answer with the court and serve a copy on the other party or take other lawful action with the court (28 days if you were served by mail or you were served outside this state). 3. If you do not answer or take other action within the time allowed, judgment may be entered against you for the relief

demanded in the complaint.

4. If you require special accommodations to use the court because of a disability or if you require a foreign language interpreter

to help you fully participate in court proceedings, please contact the court immediately to make arrangements.

 	10 111		Comingdian data+		Issue date
The second secon	Court clerk	2	Expiration date*		issue date
DAVID LOPEZ		Ö - 0000		MAV 0 1 2020	34
DAVID LOT L	1	3 0 3030	1 1111	MAT U I ZUZU	
		J.U. LULU	1 101		477.1
DAVID LOPEZ		3 0 2020	JUL	MAY 0 1 2020	

PROOF OF SERVICE

SUMMONS

Case No. 20- 255

-CE

TO PROCESS SERVER: You are to serve the summons and complaint not later than 91 days from the date of filing or the date of expiration on the order for second summons. You must make and file your return with the court clerk. If you are unable to complete service you must return this original and all copies to the court clerk.

CERTIFI	CATE / AFFIDAVITO	OF SERVICE / NONSERVICE			
☐ OFFICER CERTIFICATE I certify that I am a sheriff, deputy sheriff, bailiff, appointed court officer, or attorney for a party (MCR 2.104[A][2]), and that: (notarization not required) OR □ AFFIDAVIT OF PROCESS SERVER Being first duly sworn, I state that I am a legally compete adult, and I am not a party or an officer of a corporate party (MCR 2.103[A]), and that: (notarization required)					
		In June 19 Commence and the Commence of the Co			
☐ I served personally a copy of the summ☐ I served by registered or certified mail (attached) a copy of the summons and o	omplaint,		
together with					
List all documents served with the	summons and complaint				
	70.702.2.200		on the defendant(s):		
Defendant's name	Complete address(es) of s	service	Day, date, time		
☐ I have personally attempted to serve the and have been unable to complete ser		aint, together with any attachments, on the	following defendant(s)		
Defendant's name	Complete address(es) of s	service	Day, date, time		
garden constant establish terden trade at status			22), 22(5, 1)(5		
and the state of t					
I declare under the penalties of perjury the best of my information, knowledge, and b		has been examined by me and that its	contents are true to the		
Service fee Miles traveled Fee \$	ı	Signature			
Incorrect address fee Miles traveled Fee \$	TOTAL FEE	Name (type or print)	***		
Ψ	\$	Title			
Subscribed and sworn to before me on		3000-E	County Michigan		
Da	te	1	County, when gan.		
My commission expires:	Signature:	Deputy court clerk/Notary public			
Notary public, State of Michigan, County					
	ACKNOWLEDGME	ENT OF SERVICE			
I acknowledge that I have received service					
	on				
	Day, date, tim	ne and a second			
**************************************	on beh	alf of			
Signature					

Approved, SCAO

Original - Court 1st copy - Defendant 2nd copy - Plaintiff 3rd copy - Return

STATE OF MICHIGAN					CASE NO.
JUDICIAL DISTRICT		CLUMBACNIC			AND THE AMERICAN PROCESSION OF THE SECTION OF THE S
30th JUDICIAL CIRCUIT		SUMMONS		20- 255	-CE
COUNTY PROBATE					
Court address 313 West Kalamazoo St., Lansing, MI 4	8933				Court telephone no. (517) 483-6500
Plaintiff's name(s), address(es), and telephone	no(s).	1	Defendant's name(s), a	ddress(es), and t	elephone no(s)
Attorney General Ex Rel the People of the	ne State of		Boyce Hydro, LLC		olophono no(o).
Michigan; the Department of Environme	nt, Great Lakes, and		414 Townsend, Suit	e 201	
Energy; and the Department of Natural I	Resources	V	Midland, MI 48640		
Plaintiff's attorney, bar no., address, and telepl	one no	-			
Nathan A. Gambill (P75506)					
Michigan Department of Attorney Gener	al				
P.O. Box 30755					
Lansing, MI 48909		ř			
(517) 335-7664					
Instructions: Check the items below that appl	y to you and provide any	required inform	nation. Submit this form	to the court clerk	along with your complaint and,
if necessary, a case inventory addendum (form	n MC 21). The summons	section will be	completed by the court	clerk.	
Domestic Relations Case					
There are no pending or resolved	cases within the juri	isdiction of th	o family division of	the electificati	out last a lade at the effective
family members of the person(s) w	tho are the subject	of the compl	e lamily division of	the circuit cot	art involving the family or
☐ There is one or more pending or re	esolved cases within	n the iurisdic	tion of the family di	vision of the c	ircuit court involving
the family or family members of the	e person(s) who are	e the subject	of the complaint. I	have separate	ely filed a completed
confidential case inventory (form N	IC 21) listing those	cases.			31
☐ It is unknown if there are pending	or resolved cases w	ithin the juris	sdiction of the famil	y division of th	ne circuit court involving
the family or family members of the	e person(s) who are	e the subject	of the complaint.		
Civil Case					
☐ This is a business case in which a	ll or part of the actic	on includes a	business or comm	ercial dispute	under MCI 600 8035
	lan may have a righ	nt to recover	expenses in this ca	se. I certify th	at notice and a copy of
the complaint will be provided to M	DHHS and (if appli	cable) the co	ntracted health plan	n in accordan	ce with MCL 400 106(4)
I here is no other pending or resolution.	ved civil action arisi	ng out of the	same transaction of	or occurrence	as alleged in the
complaint.	. 20 200 3		7 7 22		
A civil action between these parties					
been previously filed in \Box this co	urt, 🗆		iu		Court, where
it was given case number		and assigne	d to Judge		1
The action ☐ remains ☐ is no le	onger pending.				
Summons section completed by court clerk.],	SUMMONS			
NOTICE TO THE DEFENDANT: In the	ne name of the peor	nle of the Sta	ate of Michigan you	are notified:	
You are being sued.					
2. YOU HAVE 21 DAYS after receiving	g this summons an	d a copy of t	he complaint to file	a written ans	wer with the court and
serve a copy on the other party or	take other lawful a	ction with t	h e court (28 days i	f you were se	rved by mail or you were
served outside this state).					
3. If you do not answer or take other demanded in the complaint.	action within the tim	ne allowed, ju	udgment may be en	itered against	you for the relief
If you require special accommodations	ons to use the cour	t hecouse of	a disability salf	roombre - f-	familian and the second
If you require special accommodate to help you fully participate in court.	proceedings nless	se contact th	a uisability OF IT YOU e court immediately	to make arra	eign language interpreter
Issue date Man Expiration	date*	Court clark		THE REAL PROPERTY.	
*This summons is invalid unless served on or b	JUL 3 n 2020		DAVID LOPI		
*This summons is invalid unless served on or i	efore its expiration date	. This documen	t must be sealed by the	seal of the court.	

SUMMONS

PROOF OF SERVICE

Case No. 20- 255 -CE

TO PROCESS SERVER: You are to serve the summons and complaint not later than 91 days from the date of filing or the date of expiration on the order for second summons. You must make and file your return with the court clerk. If you are unable to complete service you must return this original and all copies to the court clerk.

CE	RTIFICATE / AFFIDAVIT	OF SERVICE / NONSERVICE		
□ OFFICER CERTIFICATE I certify that I am a sheriff, deputy sheriff, bailiff, appointed court officer, or attorney for a party (MCR 2.104[A][2]), and that: (notarization not required) OR □ AFFIDAVIT OF PROCESS SERVER Being first duly sworn, I state that I am a legally compete adult, and I am not a party or an officer of a corporate party (MCR 2.103[A]), and that: (notarization required)				
☐ I served personally a copy of the ☐ I served by registered or certified		ot attached) a copy of the summon	ns and complaint,	
together with List all documents served w	ith the summons and complaint	-	on the defendant(s):	
Participation of the Control of the			on the defendant(s).	
Defendant's name	Complete address(es) o	f service	Day, date, time	
☐ I have personally attempted to ser and have been unable to comple		laint, together with any attachments	s, on the following defendant(s)	
Defendant's name	Complete address(es) o	f service	Day, date, time	
¥				
		P		
I declare under the penalties of perj best of my information, knowledge,		ce has been examined by me and	that its contents are true to the	
Service fee Miles traveled Fee		Signature		
\$ \$		Signature		
Incorrect address fee Miles traveled Fee \$	TOTAL FEE	Name (type or print)		
<u>L </u>		Title		
Subscribed and sworn to before me	on	1	County, Michigan.	
My commission expires:	Signatu	re: Deputy court clerk/Notary public		
Notary public, State of Michigan, Co				
I acknowledge that I have received		MENT OF SERVICE and complaint, together with Attachm	nents	
	on Day, date, t			
	35.00 97	ahalf of		

Signature

Approved, SCAO

Original - Court 1st copy - Defendant 2nd copy - Plaintiff 3rd copy - Return

STATE OF MICHIGAN					(CASE NO.
JUDICIAL DISTRICT	1	SUMMONS		20	700	CE
30th JUDICIAL CIRCUIT			ii	20-	255	-CE
Court address 313 West Kalamazoo St., Lansing, MI 4	8933					Court telephone no. (517) 483-6500
Plaintiff's name(s), address(es), and telephon	COURSE CONTROL		Defendant's name(s), a	ddress((es), and to	elephone no(s).
Attorney General Ex Rel the People of t			WD Boyce Trust 36			
Michigan; the Department of Environm		v	10120 W. Flamingo		te. 4192	
Energy; and the Department of Natural	Resources		Las Vegas, NV 891	4 /		
Plaintiff's attorney, bar no., address, and telep	hone no.					
Nathan A. Gambill (P75506)						
Michigan Department of Attorney Gene	ral					
P.O. Box 30755 Lansing, MI 48909	j					
(517) 335-7664						
		F 1000 E				
Instructions: Check the items below that app	ly to you and provide any	required inforn	nation. Submit this form	to the c	ourt clerk a	along with your complaint and,
if necessary, a case inventory addendum (for	ii MC 21). The summons	section will be	completed by the court	cierk.		
Domestic Relations Case						
☐ There are no pending or resolved	cases within the juris	diction of th	ne family division of	the ci	rcuit cou	rt involving the family or
family members of the person(s)	vho are the subject o	f the compl	aint.			
☐ There is one or more pending or r	esolved cases within	the jurisdic	tion of the family di	vision	of the ci	rcuit court involving
the family or family members of the			of the complaint. I	have s	separate	ly filed a completed
confidential case inventory (form						
It is unknown if there are pending the family or family members of the	e person(s) who are	thin the juri	of the complaint	y aivis	sion of th	e circuit court involving
the family of family members of the	e person(s) who are	the subject	or the complaint.			
Civil Case						
This is a business case in which a	II or part of the action	n includes a	business or comm	ercial	dispute	under MCL 600.8035.
	olan may have a righ	t to recover	expenses in this ca	ase. I d	certify th	at notice and a copy of
the complaint will be provided to	IDHHS and (if applic	able) the co	ontracted health pla	n in ac	ccordanc	e with MCL 400.106(4).
There is no other pending or reso complaint.	ved civil action arisin	g out of the	same transaction	or occ	urrence	as alleged in the
A civil action between these partie	s or other narties ari	sing out of t	he transaction or or	CULTE	nce aller	red in the complaint has
	o or other parties and	sing out or t	ne transaction of ot	Journe	nce ane	Jed in the complaint has
been previously filed in this co	ourt, 🗆					Court, where
it was given case number		and assigne	ed to Judge			3.
The action ☐ remains ☐ is no	onger pending.					*
Summons section completed by court clerk.	[3	SUMMONS]			
NOTICE TO THE DEFENDANT: In t	he name of the peop	le of the Sta	ate of Michigan you	are n	otified:	
1. You are being sued.	or and poop	10 01 1110 011	ato or miorngan you	ale II	otinea.	
2. YOU HAVE 21 DAYS after receiving	ng this summons and	a copy of t	he complaint to file	a wri	tten ans	wer with the court and
serve a copy on the other party or	take other lawful a	ction with t	he court (28 days i	if you v	were ser	ved by mail or you were
served outside this state).						100
3. If you do not answer or take other	action within the time	e allowed, j	udgment may be er	ntered	against	you for the relief
demanded in the complaint.	lana ta maa ta		52 SPS-17-1000	20140 O =		
 If you require special accommoda to help you fully participate in cou 	t proceedings, pleas	pecause of	a disability or if you	ı requi	re a fore	ign language interpreter
Issue date Expiration	n date*	Court clerk			ake arra	ngements.
MAY 0 1 2020	JUL 3 0 2020	J. S. S. O. O. I.	DAVID LOPE	Z		

*This summons is invalid unless served on or before its expiration date. This document must be sealed by the seal of the court.

PROOF OF SERVICE

SUMMONS Case No. 20- 255 -CE

TO PROCESS SERVER: You are to serve the summons and complaint not later than 91 days from the date of filing or the date of expiration on the order for second summons. You must make and file your return with the court clerk. If you are unable to complete service you must return this original and all copies to the court clerk.

CERTIFIC	CATE / AFFIDAVIT O	F SERVICE / NONSERVICE		
OFFICER CERTIFICATE I certify that I am a sheriff, deputy sheriff, bailiff, appointed court officer, or attorney for a party (MCR 2.104[A][2]), and that: (notarization not required) OR AFFIDAVIT OF PROCESS SERVER Being first duly sworn, I state that I am a legally con adult, and I am not a party or an officer of a corpora party (MCR 2.103[A]), and that: (notarization required)				
☐ I served personally a copy of the summ☐ I served by registered or certified mail (nons and complaint, copy of return receipt a	attached) a copy of the summons and c	omplaint,	
together with ${\text{List all documents served with the s}}$	summons and complaint			
			$_$ on the defendant(s):	
Defendant's name	Complete address(es) of se	ervice	Day, date, time	
¥				
☐ I have personally attempted to serve the and have been unable to complete serve	summons and complai	nt, together with any attachments, on the	following defendant(s)	
Defendant's name	Complete address(es) of se	ervice	Day, date, time	
2				
I declare under the penalties of perjury that best of my information, knowledge, and be	at this proof of service lelief.	has been examined by me and that its c	contents are true to the	
Service fee Miles traveled Fee \$	7	Signature		
Incorrect address fee Miles traveled Fee \$	\$	Name (type or print)		
Subscribed and sworn to before me on Dai		Title	County, Michigan.	
My commission expires:	Signature:	Deputy court clerk/Notary public		
Notary public, State of Michigan, County of				
I acknowledge that I have received service	ACKNOWLEDGME e of the summons and	NT OF SERVICE		
585	0.0		20	
	on Day, date, time		Name of the Control o	
Signature	on beha	alf of	· · · · · · · · · · · · · · · · · · ·	

Approved, SCAO

Original - Court 1st copy - Defendant 2nd copy - Plaintiff 3rd copy - Return

STATE OF MICHIGAN				CASE NO.		
JUDICIAL DISTRICT	CLIBABACAIC	.	20- 255	-CE		
30th JUDICIAL CIRCUIT COUNTY PROBATE	1940 2044 MINE TOWN OF THE PARTY OF THE PART	e e	20- 205	-CE		
and temporation to the state of						
Court address 313 West Kalamazoo St., Lansing, MI 4	8933			Court telephone no. (517) 483-6500		
Plaintiff's name(s), address(es), and telephone	e no(s).	Defendant's name(s), a	address(es), and t	elephone no(s).		
Attorney General Ex Rel the People of t	he State of	WD Boyce Trust 23		2 8 4		
Michigan; the Department of Environme		10120 W. Flamingo				
Energy; and the Department of Natural l	Resources	Las Vegas, NV 891	47			
Plaintiff's attorney, bar no., address, and telep	none no.					
Nathan A. Gambill (P75506)						
Michigan Department of Attorney Gene P.O. Box 30755	ral					
Lansing, MI 48909						
(517) 335-7664						
Instructions: Check the items below that app	ly to you and provide any required info	mation. Submit this form	to the court clerk	along with your complaint and		
if necessary, a case inventory addendum (form				along man your complaint and,		
Domestic Relations Case	70.1.20 1.1.1.1.1.20 6		1916 Y 191	11 17 1 1 W		
There are no pending or resolved family members of the person(s) v			the circuit cou	irt involving the family or		
☐ There is one or more pending or r			vision of the c	ircuit court involving		
the family or family members of th	e person(s) who are the subject	t of the complaint. I	have separate	ely filed a completed		
confidential case inventory (form I	MC 21) listing those cases.		32	•		
It is unknown if there are pending			ly division of th	ne circuit court involving		
the family or family members of th	e person(s) who are the subjec	t of the complaint.				
Civil Case						
This is a business case in which a	Il or part of the action includes	a business or comm	nercial dispute	under MCL 600.8035.		
☐ MDHHS and a contracted health p	olan may have a right to recove	r expenses in this ca	ase. I certify th	at notice and a copy of		
the complaint will be provided to N	IDHHS and (if applicable) the c	ontracted health pla	ın in accordan	ce with MCL 400.106(4).		
There is no other pending or resole complaint.	ved civil action arising out of th	e same transaction	or occurrence	as alleged in the		
☐ A civil action between these partie	s or other parties arising out of	the transaction or o	ccurrence alle	ged in the complaint has		
been previously filed in this co	ourt, 🗆			Court, where		
it was given case number	and assign	ed to Judge	1	~ · · · · · · · · · · · · · · · · · · ·		
The action ☐ remains ☐ is no		No. 1				
The detical Externation Energy	origer perialing.					
Summons section completed by court clerk.	SUMMONS	8				
NOTICE TO THE DEFENDANT: In t	he name of the people of the S	tate of Michigan vol	are notified:			
 You are being sued. 		1,000,00				
2. YOU HAVE 21 DAYS after receivi	ng this summons and a copy of	the complaint to file	e a written ans	swer with the court and		
serve a copy on the other party or served outside this state).	take other lawful action with	the court (28 days	if you were se	rved by mail or you were		
3. If you do not answer or take other	action within the time allowed,	iudgment may be e	ntered against	you for the relief		
demanded in the complaint.						
4. If you require special accommodate	ions to use the court because of	f a disability or if you	u require a fore	eign language interpreter		
to help you fully participate in cour	t proceedings, please contact t			angements.		
MAY 0 1 2020	JUL 3 0 2020 Court clerk	DAVID LOP	EZ			
*This summons is invalid unless served on or	before its expiration date. This docume	nt must be searce _,	al of the court.			

PROOF OF SERVICE

SUMMONS Case No. 20- 255 -CE

TO PROCESS SERVER: You are to serve the summons and complaint not later than 91 days from the date of filing or the date of expiration on the order for second summons. You must make and file your return with the court clerk. If you are unable to complete service you must return this original and all copies to the court clerk.

CERTIFI	CATE / AFFIDAVI	T OF SERVICE / NONSERVICE			
OFFICER CERTIFICATE I certify that I am a sheriff, deputy sheriff, bailiff, appointed court officer, or attorney for a party (MCR 2.104[A][2]), and that: (notarization not required) OR AFFIDAVIT OF PROCESS SERVER Being first duly sworn, I state that I am a legally competent adult, and I am not a party or an officer of a corporate party (MCR 2.103[A]), and that: (notarization required)					
☐ I served personally a copy of the summ☐ I served by registered or certified mail (nons and complaint (copy of return rece	, ipt attached) a copy of the summor	ns and complaint,		
together with List all documents served with the	summons and complain	t			
			on the defendant(s):		
Defendant's name	Complete address(es)	of service	Day, date, time		
☐ I have personally attempted to serve the and have been unable to complete ser	summons and com	plaint, together with any attachment	s, on the following defendant(s)		
Defendant's name	Complete address(es)	of service	Day, date, time		
I declare under the penalties of perjury that best of my information, knowledge, and be	at this proof of servi	ice has been examined by me and t	that its contents are true to the		
Service fee Miles traveled Fee \$		Signature			
Incorrect address fee Miles traveled Fee \$	TOTAL FEE \$	Name (type or print)			
Subscribed and sworn to before me on	te	Title ,,	County, Michigan.		
		re:			
Notary public, State of Michigan, County of	of	Law Free Colonia Colon			
I acknowledge that I have received service		MENT OF SERVICE and complaint, together with	- Contract		
	on Day, date,	Attachm	ens		
Signature		ehalf of			

Approved, SCAO

Original - Court 1st copy - Defendant 2nd copy - Plaintiff 3rd copy - Return

STATE OF MICHIGAN			CASE NO.	
JUDICIAL DISTRICT	SUMMONS		20- 255 -CE	
30th JUDICIAL CIRCUIT COUNTY PROBATE	Commone		20- 230 -CE	
Court address				
313 West Kalamazoo St., Lansing, MI 48	3933		Court telept (517) 483-6	
Plaintiff's name(s), address(es), and telephone	no(s).	fendant's name(s), ac	idress(es), and telephone no(s).	
Attorney General Ex Rel the People of the		D Boyce Trust 365		
Michigan; the Department of Environme Energy; and the Department of Natural R		0120 W. Flamingo		
Energy, and the Department of Natural K	Lesources La	as Vegas, NV 8914	,	
Plaintiff's attorney, bar no., address, and teleph	one no.			
Nathan A. Gambill (P75506)				
Michigan Department of Attorney Gener P.O. Box 30755	al			
Lansing, MI 48909	*			
(517) 335-7664				HI 2
Instructions: Check the items below that apply	v to you and provide any required information	on Submit this form to	the court clerk along with your comp	loint and
if necessary, a case inventory addendum (form	MC 21). The summons section will be com	npleted by the court c	lerk.	iairit ariu,
	•	,	*	
Domestic Relations Case	203		52	
There are no pending or resolved of			the circuit court involving the fa	amily or
family members of the person(s) was There is one or more pending or re			dalam of the already according to	!
the family or family members of the	e person(s) who are the subject of	the complaint. I h	ision of the circuit court involving	ing ted
confidential case inventory (form M	IC 21) listing those cases.	the complaint.	ave separately filed a complet	leu
☐ It is unknown if there are pending of	or resolved cases within the jurisdic	ction of the family	division of the circuit court in	volving
the family or family members of the	e person(s) who are the subject of	the complaint.		
Chall Cook				
Civil Case	Lor part of the action includes a bu		anaial diameta conden MCL 600 (2025
☐ This is a business case in which al ☐ MDHHS and a contracted health p	lan may have a right to recover ex	nenses in this ca	se. I certify that notice and a c	ony of
the complaint will be provided to M	DHHS and (if applicable) the contr	acted health plan	in accordance with MCL 400.	106(4).
	ved civil action arising out of the sa	ame transaction o	r occurrence as alleged in the	(. / .
complaint.				
☐ A civil action between these parties				aint has
been previously filed in this co	urt, 🗆		Court	, where
it was given case number	and assigned to	o Judge		
The action ☐ remains ☐ is no lo	onger pending.			
Summons section completed by court clerk.	SUMMONS			
9 H 100 DOLDOSOGRAPONOS	(Linea and Linea			
NOTICE TO THE DEFENDANT: In the	ne name of the people of the State	of Michigan you	are notified:	
1. You are being sued.	11.5			
YOU HAVE 21 DAYS after receiving serve a copy on the other party or	g this summons and a copy of the	complaint to file	a written answer with the co	urt and
served outside this state).	take other lawful action with the	court (26 days ii	you were served by mail or yo	ou were
3. If you do not answer or take other	action within the time allowed, judg	ament may be en	tered against you for the relief	
demanded in the complaint.				
4. If you require special accommodati	ons to use the court because of a c	disability or if you	require a foreign language inte	erpreter
to help you fully participate in court	proceedings, please contact the c	court immediately	to make arrangements.	
Issue date MAY 0 1 2020 Expiration	JUL 3 0 2020 Court clerk	DAVID LOPE	Z	
*This summons is invalid unless served on or b	pefore its expiration date. This document mi	ust be sealed by the	seal of the court	
	The description of the second	Do coulou by tile i	your of the coult.	

PROOF OF SERVICE

SUMMONS Case No. 20- 255 -CE

TO PROCESS SERVER: You are to serve the summons and complaint not later than 91 days from the date of filing or the date of expiration on the order for second summons. You must make and file your return with the court clerk. If you are unable to complete service you must return this original and all copies to the court clerk.

	CERTIFICA	TE / AFFIDAV	T OF S	SERVICE / NONSERVICE	
I certify that I am a sheriff, deputy sheriff, bailiff, appointed Being first duly sworr					OCESS SERVER at I am a legally competent officer of a corporate (notarization required)
☐ I served personally a copy ☐ I served by registered or ce	of the summor ertified mail (co	ns and complain py of return rec	it, eipt att	ached) a copy of the summons a	nd complaint,
together with List all documents so	erved with the sun	nmons and complai	nt	3	-
					on the defendant(s):
Defendant's name	Co	omplete address(es) of servi	се	Day, date, time
¥					
☐ I have personally attempted and have been unable to co	omplete servic	immons and con e. omplete address(es		together with any attachments, or	n the following defendant(s)
					July, dute, time
-					
best of my information, knowledge	edge, and belie	this proof of server.	vice ha	s been examined by me and that	its contents are true to the
Service fee Miles traveled \$	Fee \$		Sig	nature	
Incorrect address fee Miles traveled \$	Fee \$	TOTAL FEE \$	Na Titl	me (type or print)	
Subscribed and sworn to befo	Date			i	County, Michigan.
My commission expires: Date				puty court clerk/Notary public	
Notary public, State of Michig	an, County of ₋	- 3			
I acknowledge that I have rec				OF SERVICE omplaint, together with Attachments	
	-	on		Attaciments	
		Day, date	e, time	of	1 2 N 2 3

Signature

Approved, SCAO

Original - Court 1st copy - Defendant

2nd copy - Plaintiff 3rd copy - Return

STATE OF MICHIGAN						CASE	NO.
JUDICIAL DISTRICT 30th JUDICIAL CIRCUIT COUNTY PROBATE	1			20-	253	-CE	
Court address 313 West Kalamazoo St., Lansing, MI 4	8933						Court telephone no. (517) 483-6500
Plaintiff's name(s), address(es), and telephon	e no(s).	Ī	Defendant's name(s), a	ddress	(es), and t	telephone	e no(s).
Attorney General Ex Rel the People of			Stephen B. Hultberg	g			
Michigan; the Department of Environm		v	6000 South M-30				
Energy; and the Department of Natural	Resources		P.O. Box 15 Edenville, MI 48620)			
Plaintiff's attorney, bar no., address, and telep	hone no.						
Nathan A. Gambill (P75506)	1		4				
Michigan Department of Attorney Gene P.O. Box 30755	iai						
Lansing, MI 48909							
(517) 335-7664			, , , , , , , , , , , , , , , , , , ,				
Instructions: Check the items below that applif necessary, a case inventory addendum (for					ourt clerk	along wi	th your complaint and,
Domestic Relations Case ☐ There are no pending or resolved family members of the person(s) or the family or family members of the confidential case inventory (form ☐ It is unknown if there are pending the family or family members of the family or family members of the family or family members of the confidential case inventory (form ☐ It is unknown if there are pending the family or family members of the case	who are the subject resolved cases withing the person(s) who are MC 21) listing those or resolved cases w	of the complin the jurisdice the subject cases.	aint. tion of the family di of the complaint. I sdiction of the famil	vision have	of the o	circuit c ely filed	ourt involving I a completed
Civil Case ☐ This is a business case in which a ☐ MDHHS and a contracted health the complaint will be provided to I ☑ There is no other pending or reso complaint. ☐ A civil action between these partie	plan may have a rig MDHHS and (if appl Ived civil action aris	ht to recover icable) the co ing out of the	expenses in this ca entracted health pla esame transaction	ase. I In in a or occ	certify th ccordan currence	nat noti ice with as alle	ce and a copy of MCL 400.106(4).
been previously filed in this c	ourt, 🗆						Court, where
it was given case number		and assigne	ed to Judge			-	
The action ☐ remains ☐ is no	longer pending.						
Summons section completed by court clerk.		SUMMONS]				
NOTICE TO THE DEFENDANT: In a 1. You are being sued. 2. YOU HAVE 21 DAYS after receive serve a copy on the other party or	ng this summons ar	nd a copy of t	he complaint to file	a wri	itten an	swer w	r ith the court and y mail or you were

- served outside this state).
- 3. If you do not answer or take other action within the time allowed, judgment may be entered against you for the relief demanded in the complaint.
- 4. If you require special accommodations to use the court because of a disability or if you require a foreign language interpreter to help you fully participate in court proceedings, please contact the court immediately to make arrangements.

Issue date	MAY 0 1 2020	Expiration date* JUL 3 0 2020	Court clerk DAVID LOPEZ	
*This summo	one is invalid unless	served on or hefore its evniration date	This document must be scaled by the scal of the sourt	

PROOF OF SERVICE

SUMMONS Case No. 20- 255 -CE

TO PROCESS SERVER: You are to serve the summons and complaint not later than 91 days from the date of filing or the date of expiration on the order for second summons. You must make and file your return with the court clerk. If you are unable to complete service you must return this original and all copies to the court clerk.

CERTIFI	CATE / AFFIDAVIT	DF SERVICE / NONSERVICE				
☐ OFFICER CERTIFICAT		ATTIDAVIT OF TROCE				
I certify that I am a sheriff, deputy sheriff, bailiff, appointed Being first duly sworn, I state that I am a legally compete						
court officer, or attorney for a party (MCR 2.104[A][2]), adult, and I am not a party or an officer of a corporate						
and that: (notarization not required) party (MCR 2.103[A]), and that: (notarization required)						
			* * * * * * * * * * * * * * * * * * *			
I served personally a copy of the sumn		1 1845 1531 1561 1561 1561 1561 1561 1561 156				
☐ I served by registered or certified mail	(copy of return receip	t attached) a copy of the summons and c	omplaint,			
together with List all documents served with the	summons and complaint					
List all documents served with the	ouninons and compallit		18 R 28 R 10 H			
Part of the second seco			$_$ on the defendant(s):			
Defendant's name	Complete address(es) of	service	Day, date, time			
V	Transpireto addices (es) of	5511165	Day, date, time			
* · · · · · · · · · · · · · · · · · · ·						
☐ I have personally attempted to serve the	summons and comple	aint, together with any attachments, on the	following defendant(s)			
and have been unable to complete ser	vice.	and regenies manary and annuments, on the	ionowing dolondant(o)			
Defendant's name	Complete address(es) of	service	Day, date, time			
Control of the Contro			Day, aato, amo			
			ge.			
a a						
×						
A second control of the second control of th	unvegna nas sze Nv		1000 Be 1000 71 Add			
I declare under the penalties of perjury th	at this proof of service	has been examined by me and that its o	contents are true to the			
best of my information, knowledge, and b	elief.					
Service fee Miles traveled Fee		Signature				
\$ \$		Signaturo				
Incorrect address fee Miles traveled Fee	TOTAL FEE	Name (type or print)				
\$ \$	\$	(3Fo or Film)				
		Title				
Subscribed and sworn to before me on		***************************************	County Michigan			
Da	nte		County, Michigan.			
My commission expires:	Signature					
Date	Olynature	Deputy court clerk/Notary public				
Notary public, State of Michigan, County						
pasio, state of Miorigan, Sounty	OI					
	ACKNOWLEDGM	ENT OF SERVICE				
I acknowledge that I have received service						
strietings that I have 10001404 dollar	o or the cultillions all	Attachments				
***	on	an a state of the				
	Day, date, tin	ne				
Y-4	on bel	nalf of				
Signature						

Approved, SCAO		ginai - Court copy - Defenda	nt		copy - Plaintiff copy - Return
STATE OF MICHIGAN				,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	CASE NO.
30th JUDICIAL DISTRICT COUNTY PROBATE		SUMMONS		20- 255	
Court address 313 West Kalamazoo St., Lansing, MI 48	3933				Court telephone no. (517) 483-6500
Plaintiff's name(s), address(es), and telephone	no(s).]	Defendant's name(s), a	ddress(es), and to	elephone no(s).
Attorney General Ex Rel the People of th			Michele G. Mueller	250 AFG2	10
Michigan; the Department of Environme Energy; and the Department of Natural R		v	10120 W. Flamingo Las Vegas, NV 8914		
Plaintiff's attorney, bar no., address, and teleph	none no.	-			
Nathan A. Gambill (P75506) Michigan Department of Attorney Gener P.O. Box 30755 Lansing, MI 48909					6
(517) 335-7664					
Instructions: Check the items below that appli if necessary, a case inventory addendum (form					along with your complaint and,
Domestic Relations Case ☐ There are no pending or resolved cases within the jurisdiction of the family division of the circuit court involving the family or family members of the person(s) who are the subject of the complaint. ☐ There is one or more pending or resolved cases within the jurisdiction of the family division of the circuit court involving the family or family members of the person(s) who are the subject of the complaint. I have separately filed a completed confidential case inventory (form MC 21) listing those cases. ☐ It is unknown if there are pending or resolved cases within the jurisdiction of the family division of the circuit court involving the family or family members of the person(s) who are the subject of the complaint.					
Civil Case ☐ This is a business case in which all or part of the action includes a business or commercial dispute under MCL 600.8035. ☐ MDHHS and a contracted health plan may have a right to recover expenses in this case. I certify that notice and a copy of the complaint will be provided to MDHHS and (if applicable) the contracted health plan in accordance with MCL 400.106(4). ☐ There is no other pending or resolved civil action arising out of the same transaction or occurrence as alleged in the complaint. ☐ A civil action between these parties or other parties arising out of the transaction or occurrence alleged in the complaint has					
been previously filed in ☐ this co	urt. 🗆				Court, where
it was given case number					
The action ☐ remains ☐ is no lo	onger pending.				
Summons section completed by court clerk.]	SUMMONS]		
NOTICE TO THE DEFENDANT: In the 1. You are being sued. 2. YOU HAVE 21 DAYS after receiving serve a copy on the other party or	ng this summons an	id a copy of t	he complaint to file	a written ans	wer with the court and ved by mail or you were
served outside this state). 3. If you do not answer or take other demanded in the complaint.	action within the tin	ne allowed, ji	udgment may be en	itered against	you for the relief
 If you require special accommodati to help you fully participate in court 	t proceedings, plea	se contact th	e court immediately	to make arra	ign language interpreter ngements.
MAY 0 1 2020 Expiration	of the 1 3 10 2020	Court clerk	DAVID LOPE	4	
*This summons is invalid unless served on or b	pefore its expiration date	. This documen	t must be sealed by the	seal of the court.	

SUMMONS

PROOF OF SERVICE

Case No. 20- 255 -CE

TO PROCESS SERVER: You are to serve the summons and complaint not later than 91 days from the date of filing or the date of expiration on the order for second summons. You must make and file your return with the court clerk. If you are unable to complete service you must return this original and all copies to the court clerk.

II.		CERTIFIC	CATE / AFFIDAVI	T OF SE	RVICE / NONSERVICE	
☐ OFFICER CERTIFICATE I certify that I am a sheriff, deputy sheriff, bailiff, appointed court officer, or attorney for a party (MCR 2.104[A][2]), and that: (notarization not required) OR ☐ AFFIDAVIT OF PROCESS SE Being first duly sworn, I state that I am a le adult, and I am not a party or an officer of a party (MCR 2.103[A]), and that: (notarization not required)					l am a legally competent fficer of a corporate	
☐ I served persor ☐ I served by reg	nally a copy o istered or ce	of the summ rtified mail (ons and complain copy of return rece	t, eipt attach	ned) a copy of the summons and	l complaint,
together with List a	all documents se	rved with the s	summons and complair	nt		on the defendant(s):
Defendant's name			Complete address(es)) of service		Day, date, time
				8		se.
☐ I have personal and have been				nplaint, toເ	gether with any attachments, on t	he following defendant(s)
Defendant's name			Complete address(es)) of service		Day, date, time
I declare under the best of my inform				vice has b	een examined by me and that it	s contents are true to the
Service fee \$	Miles traveled	Fee \$		Signat		
Incorrect address fee \$	Miles traveled	Fee \$	TOTAL FEE \$		(type or print)	
Subscribed and s	worn to befor	e me on Dat	de	Title	<u> </u>	County, Michigan.
My commission e	xpires:			ture:	y court clerk/Notary public	
Notary public, Sta	ate of Michiga		of			
I acknowledge that	at I have rece	eived servic	ACKNOWLEDO e of the summons	GMENT O	F SERVICE Diaint, together with Attachments	120
C		1			3	at I at White
			on Day, date	e, time		E-S W-AGES

Signature

STATE OF MICHIGAN CIRCUIT COURT FOR THE 30TH JUDICIAL CIRCUIT INGHAM COUNTY

ATTORNEY GENERAL EX. REL THE PEOPLE OF THE STATE OF MICHIGAN; THE DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY; AND THE DEPARTMENT OF NATURAL RESOURCES.

No. 20- 255

-CE

HON.

WANDA M. STOKES

Plaintiffs,

V

LEE MUELLER; BOYCE MICHIGAN, LLC; EDENVILLE HYDRO PROPERTY, LLC; BOYCE HYDRO POWER LLC; BOYCE HYDRO, LLC; WD BOYCE TRUST 2350; WD BOYCE TRUST 3649; WD BOYCE TRUST 3650; STEPHEN B. HULTBERG; AND MICHELE G. MUELLER,

Defendants.

Nathan A. Gambill (P75506)
Assistant Attorney General
Michigan Department of Attorney General
Attorney for Plaintiffs
P.O. Box 30755
Lansing, MI 48909
(517) 335-7664
GambillN@michigan.gov

There is no other pending or resolved civil action arising out of the transaction or occurrence alleged in the complaint.

COMPLAINT

The above-named Plaintiffs, by their attorneys, Dana Nessel, Attorney General of the State of Michigan, and Nathan A. Gambill, Assistant Attorney General, state as follows:

INTRODUCTION

1. This lawsuit seeks to vindicate the rights of the public to enjoy and benefit from Michigan's natural resources, including the freshwater mussels that live in the Wixom Lake ecosystem in Gladwin and Midland Counties. Without authorization, Defendants dramatically lowered the level of Wixom Lake for an extended period in both 2018 and 2019 (Drawdowns), causing the death of thousands if not millions of freshwater mussels—many of which are federally endangered. The Drawdowns also unreasonably dewatered wetlands that depend on Wixom Lake and otherwise damaged Michigan's natural resources. This suit seeks monetary relief and civil fines to compensate the public for the damage caused to the public's natural resources, and equitable and prospective relief to restore the natural resource damage and to ensure that it does not happen again.

PARTIES, VENUE, AND JURISDICTION

2. Michigan's Attorney General is the people's attorney and also files suit on behalf of the State's agencies. See MCL 14.28; MCL 14.29. The Attorney General is authorized to file suit to enjoin the violation of statutes and otherwise seek to end public nuisances and protect the State's natural resources. See Attorney

Gen ex rel Michigan Bd of Optometry v Peterson, 381 Mich 445, 466 (1969); MCL 324.1701 et seq.

- 3. The Michigan Department of Environment, Great Lakes, and Energy (EGLE) is the agency tasked with enforcing Part 301 and Part 303 of the Natural Resources and Environmental Protection Act (NREPA), MCL 324.30101 et seq. and MCL 324.30301 et seq.
- 4. The Michigan Department of Natural Resources (DNR) is the agency that manages the fish and wildlife in Michigan, which by law belong to the public. MCL 324.40105; MCL 324.48702(1).
- 5. Edenville Hydro Property, LLC owns the dam where the Drawdowns took place.
- 6. Boyce Michigan, LLC owns property on which the dam's operation depends.
 - 7. Boyce Hydro, LLC operates the dam where the Drawdowns took place.
- 8. Boyce Hydro Power, LLC operates and funds the dam where the Drawdowns took place.
- 9. WD Boyce Trust 2350, is a member of Edenville Hydro Property, LLC; a member of Boyce Michigan, LLC; a member of Boyce Hydro, LLC; and a member of Boyce Hydro Power, LLC.
- 10. WD Boyce Trust 3649, is a member of Edenville Hydro Property, LLC; a member of Boyce Michigan, LLC; a member of Boyce Hydro, LLC; and a member of Boyce Hydro Power, LLC.

- 11. WD Boyce Trust 3650, is a member of Edenville Hydro Property, LLC; a member of Boyce Michigan, LLC; a member of Boyce Hydro, LLC; and a member of Boyce Hydro Power, LLC.
- 12. Lee W. Mueller is sued personally and as member and co-manager of Edenville Hydro Property, LLC; as member and co-manager of Boyce Michigan, LLC; as member, employee, and co-manager of Boyce Hydro, LLC; as member and co-manager of Boyce Hydro Power, LLC; as co-trustee and beneficiary of WD Boyce Trust 2350; as co-trustee and beneficiary of WD Boyce 3649; and as co-trustee and beneficiary of WD Boyce Trust 3650.
- 13. Stephen B. Hultberg is sued personally and as member and comanager of Edenville Hydro Property, LLC; as member and co-manager of Boyce Michigan, LLC; as member, employee, and co-manager of Boyce Hydro, LLC; as member and co-manager of Boyce Hydro Power, LLC; as co-trustee and beneficiary of WD Boyce Trust 2350; as co-trustee and beneficiary of WD Boyce 3649; and as co-trustee and beneficiary of WD Boyce Trust 3650.
- 14. Michele G. Mueller is sued personally and as member of Edenville Hydro Property, LLC; as member of Boyce Michigan, LLC; as member and employee of Boyce Hydro, LLC; and as member of Boyce Hydro Power, LLC.
- 15. Venue is appropriate in this Court, and this Court has jurisdiction, because this action is "brought by the attorney general in the name of the state or of the people of the state, for the use and benefit thereof," so it is "as though the cause of action arose in" Ingham County. MCL 14.102; see also MCL 600.1631.

Additionally, the violation of a statute passed to benefit the public welfare is a public nuisance, and circuit courts have jurisdiction over actions to abate public nuisances. MCL 600.2940(1).

GENERAL ALLEGATIONS

- 16. Michigan's Constitution declares the "conservation and development of the natural resources of the state" to be "of paramount public concern in the interest of the health, safety and general welfare of the people." 1963 Const, art 4, § 52. Accordingly, it orders the Legislature to "provide for the protection of the air, water and other natural resources of the state from pollution, impairment and destruction." *Id*.
- 17. To carry out its mandate, the Legislature created the Natural Resources and Environmental Protection Act, MCL 324.101 et seq. Defendants' actions implicate several provisions of that Act, including Part 17 (Environmental Protection Act), Part 301 (Inland Lakes and Streams), Part 303 (Wetlands Protection), Part 355 (Biological Diversity Conservation), Part 365 (Endangered Species Protection), Part 457 (Mussels), and Part 487 (Sport Fishing).
- 18. Wixom Lake is an artificial impoundment formed by the Edenville Dam at the confluence of the Tobacco and Tittabawassee Rivers. It is an "inland lake or stream" regulated under Part 301. MCL 324.30101(i). It supports contiguous wetlands regulated under Part 303.
- 19. Wixom Lake, its associated wetlands, and the variety of species they support, including freshwater mussels, is an "ecosystem" under Part 355. MCL

- 324.35501(d). The Wixom Lake ecosystem contributes to Michigan's "biological diversity," which consists of "the full range of variety and variability within and among living organisms and the natural associations in which they occur."

 MCL 324.35501(a).
- 20. The Legislature has determined that Michigan's "biological diversity is an important natural resource." MCL 324.35502(a). It is "valuable as a source of intellectual and scientific knowledge, recreation, and aesthetic pleasure." MCL 324.35502(d).
- 21. Wixom Lake is home to a diverse freshwater mussel community that includes at least the following 15 species: creeper, ellipse, elktoe, fatmucket, fluted-shell, giant floater, kidney-shell, paper pondshell, plain pocketbook, rainbow, round pigtoe, snuffbox, spike, Wabash pigtoe, and white heelsplitter. Four of the species (fluted-shell, paper pondshell, rainbow, and round pigtoe) are designated by the DNR as being of special concern, which means that their numbers are declining, or they are a species that has survived from a primitive era. Importantly, the snuffbox is on both the state and federally endangered species list, and thus further protected by Michigan law. MCL 324.36505.
- 22. Michigan's freshwater mussels belong to the public. MCL 324.48702(1).
- 23. Freshwater mussels provide multiple ecosystem services, such as the following: they are a direct food source for other animals, including lake sturgeon, muskrats, racoons, and otters; they provide habitat for aquatic macroinvertebrates

that are in turn food for numerous species of fish; they eat by filtering water, which filtering action increases water clarity and stores away the nutrients that would otherwise cause eutrophication and algal blooms; their shells keep a record of pollution events by sequestering atmospheric carbon and incorporating heavy metals; and because they are sensitive to changes in physical habitat and water quality, they serve a "canary in the coalmine" function for indicating the health of an ecosystem.

- 24. The loss of freshwater mussels means the loss of the valuable services they provide both to an ecosystem and to humans.
- 25. Freshwater mussels are the most imperiled of any major group of animals, and Michigan populations are overall in decline.
- 26. Damaging Michigan's biodiversity may have "potentially serious consequences" by eliminating "the raw materials available for scientific and technical advancement," including materials crucial for "agricultural, medicinal, and industrial development." MCL 324.35502(f), (h).
- 27. Damaging Michigan's biodiversity "may also potentially impact ecosystems and critical ecosystem processes that moderate climate, govern nutrient cycles and soil conservation and production, control pests and diseases, and degrade wastes and pollutants." MCL 324.35502(g).
- 28. According to the State's records, there are regulated wetlands on and contiguous to Wixom Lake, such as the northern portions of both the Tobacco side and Tittabawassee side impoundments, the marsh east of Heron Cove, and others.

- 29. The Legislature has determined that wetlands serve many crucial services, including flood and storm control, wildlife habitat, pollution treatment, recharging groundwater supplies, erosion control, and sanctuaries for fish.

 MCL 324.30302.
 - 30. The Edenville Dam is owned, controlled, or operated by Defendants.
- 31. From late-September 2018 to the spring of 2019, Defendants opened the gates of the Edenville Dam and lowered Wixom Lake by approximately eight feet.
 - 32. In the spring of 2019, Defendants refilled Wixom Lake.
- 33. In December 2019, Defendants again opened the gates of the Edenville Dam and again lowered Wixom Lake by approximately eight feet.
 - 34. The Drawdowns were rapid and significant.
 - 35. Neither Drawdown was authorized by EGLE or the DNR.
- 36. In fact, Defendants applied for a permit to perform the December 2019 Drawdown, and the application was denied. Defendants performed the Drawdown, anyway.
- 37. Once the State learned of the December 2019 Drawdown, it sent notice to Defendants of the violation to give them an opportunity to mitigate the natural resource damages Defendants were causing. Defendants did not mitigate the damages and continued the December 2019 Drawdown.
- 38. To put the significance of the eight-foot drawdowns into perspective, both the Federal Energy Regulatory Commission—the entity that regulated the

level of Wixom Lake before the current lake level order was in place—and the current lake level order, only allow the winter level of Wixom Lake to decrease by approximately three feet.

- 39. The Drawdowns rapidly exposed large portions of Wixom Lake bottomland and left them exposed for a prolonged period.
- 40. Freshwater mussels breathe through gills, just as fish, which is why they can only survive on the inundated bottomland of rivers, lakes, streams, and ponds. But unlike fish, freshwater mussels move slowly and unpredictably—they will not necessarily move towards deeper water quickly enough to survive. Even if they burrow deeper into the earth once bottomland is exposed, the burrowing will not protect them from harm during long periods of dewatering or freezing temperatures—such as the extended period of the Drawdown.
- 41. The DNR performed mussel surveys during the Drawdowns on exposed bottomland below the three-foot contour line of Wixom Lake, and found that the Drawdowns caused the death of thousands, if not millions, of freshwater mussels.
- 42. Those surveys also showed that snuffbox mussels, a state and federally endangered species, live on Wixom Lake, and the Drawdowns caused the death of snuffbox mussels. Defendants' taking of state and federally endangered mussels violates Michigan law. MCL 324.36505.
- 43. The fact that Defendants significantly drew down the lake in 2018, refilled it in the spring of 2019, and then significantly drew it down again in 2019 was especially destructive to the freshwater mussel community on Wixom Lake.

The refill lured mussels that had survived the 2018 Drawdown back to watered areas, only to have those areas dewatered again in 2019.

- 44. The Drawdowns also increased the risk of significant erosion to the exposed edges of the lakebed.
- 45. Had Defendants followed the standard permitting process to perform the Drawdowns, they would have been required to demonstrate—among other things—that there were no feasible and prudent alternatives to such dramatic Drawdowns and also been required to mitigate the natural resource impacts of the Drawdowns as much as possible.
- 46. Had Defendants obtained permits from EGLE, they would have been required to take actions to meaningfully mitigate the harm a Drawdown would cause to the freshwater mussel ecosystem at Wixom Lake, such as: limiting the Drawdown rate and timing to minimize the impact on freshwater mussels and other animals; coordinating with the DNR to obtain a permit authorizing the proper handling of mussels; daily monitoring of stranded fish, mussels, and other organisms with an ongoing obligation to safely relocate as many stranded organisms as possible.
- 47. Because Defendants bypassed or ignored the permitting process, they also bypassed the mitigating measures that would have lightened the burden the Drawdowns—if such significant Drawdowns truly were necessary—would have had on the State's natural resources, including wetlands and the freshwater mussel population.

- 48. Although Defendants apparently made some effort in the initial stages of the December 2019 Drawdown to mitigate harm to mussels, they have declined to provide the documentation necessary to substantiate their efforts, if any.
- 49. Defendants are now responsible to the public for the damage they caused the State's natural resources, along with civil fines.

COUNT I: PART 17 (ENVIRONMENTAL PROTECTION ACT)

- 50. All previous allegations are incorporated here.
- 51. The Drawdowns for which Defendants are responsible have impaired or destroyed freshwater mussel ecosystems. This natural resource damage is not hypothetical. As alleged above, the DNR has performed mussel surveys on the bottomland exposed by the Drawdowns and confirmed the significant harm Defendants caused freshwater mussels, including state and federally endangered mussels.
- 52. The Drawdowns have unlawfully impaired the regulated wetlands that depend on Wixom Lake, and continue to do so.
- 53. The Drawdowns have and continue to harm the Wixom Lake ecosystem and the natural resources on which it depends, including by increasing the risk of significant erosion to the exposed edges of the lakebed.
- 54. The State seeks an order under MCL 324.1704(1) that requires

 Defendants to repair the damage the Drawdowns have caused the State's natural resources, cease any further destruction of the State's natural resources, and that forbids any future Drawdown without first obtaining the necessary permits.

COUNT II: PART 301 (INLAND LAKES AND STREAMS)

- 55. All previous allegations are incorporated here.
- 56. Wixom Lake is an "inland lake or stream" under MCL 324.30101(i).
- 57. The Drawdowns "diminish[ed] an inland lake or stream" under MCL 324.30102(1)(d). They significantly diminished the lake level, exposed large areas of the bottomland for a prolonged period and caused the death of thousands—if not millions—of freshwater mussels, including federally endangered mussels.
- 58. The Drawdowns were not authorized by a permit, so they were forbidden by MCL 324.30102(1)(d).
- 59. Defendants violated Part 301 by authorizing, directing, or carrying out the Drawdowns.
- 60. Because the Drawdowns caused the death of so many freshwater mussels and caused other natural resource damage, simply lowering the gates of the Edenville Dam and allowing Wixom Lake to refill, which happened in the spring of 2019 and presumably Defendants will seek to have happen again in the spring of 2020, does not restore "the affected area to its prior condition." MCL 324.30112(1).
- 61. The State seeks an order under MCL 324.30112 requiring Defendants to restore the Wixom Lake ecosystem to its prior condition, including restoration of the freshwater mussels, along with the assessment of civil fines.

COUNT III: PART 303 (WETLANDS PROTECTION)

62. All previous allegations are incorporated here.

- 63. Areas on and contiguous to Wixom Lake, including the northern portions of both the Tobacco side and Tittabawassee side impoundments, the marsh east of Heron Cove, and others, are "wetlands" as defined by MCL 324.30301(n) according to the State's records.
- 64. The Drawdowns drained surface water from the wetlands without a permit, in violation of MCL 324.30304(d).
- 65. The drainage went beyond minor drainage and does not qualify for any exemption listed in Part 303, including those in MCL 324.30305.
- 66. By drawing significantly more water from the wetlands than an ordinary winter Drawdown would, the Drawdowns drained the wetlands in violation of Part 303.
- 67. Defendants violated Part 303 by authorizing, directing, or carrying out the Drawdowns.
- 68. The State seeks an order under MCL 324.30316 requiring Defendants to restore the affected wetlands as nearly as possible to their state prior to the Drawdowns, along with the assessment of civil fines.

COUNT IV: CONVERSION

- 69. All previous allegations are incorporated here.
- 70. The State owns the freshwater mussels killed by the Drawdowns. MCL 324.48702(1).
- 71. Defendants had a duty not to interfere with the State's property, let alone destroy it.

- 72. Defendants knew that by authorizing or carrying out the Drawdowns, they would expose large portions of the bottomland of Wixom Lake for prolonged periods.
- 73. By authorizing, directing, or carrying out the Drawdown, Defendants wrongfully exerted dominion over the freshwater mussels and caused their death, which denies and is inconsistent with the State's rights to them.
- 74. Defendants' actions constitute a taking, and it was contrary to law for Defendants to take the State's mussels without authorization. MCL 324.48702(1); MCL 324.45703.
- 75. The State seeks damages for Defendants' conversion of the State's mussels.

COUNT V: PUBLIC NUISANCE

- 76. All previous allegations are incorporated here.
- 77. Defendants' actions have created a public nuisance because the general public has a common right to enjoy and benefit from the natural resources that are part of the Wixom Lake ecosystem.
- 78. Defendants' actions have unreasonably interfered with that common right because the Drawdowns have harmed those natural resources and caused long-lasting negative impacts on the Wixom Lake ecosystem.
- 79. Defendants' actions have also unreasonably interfered with that common right because they are proscribed by law. As alleged above, Defendants

actions have violated Parts 17, 301, 303, 365, 457 and 487 of the NREPA. Each of those parts are laws passed to preserve the public welfare.

- 80. Not only have Defendants created the public nuisance by their actions, but the nuisance emanates from land they own or control.
- 81. The State seeks an order abating the public nuisance, restoring as much as possible the Wixom Lake ecosystem to its state prior to the Drawdowns, and forbidding Defendants from further harming the Wixom Lake ecosystem without permits.

RELIEF REQUESTED

As explained above, the State seeks the following:

- a. A money judgment exceeding \$25,000;
- b. A declaration that Defendants violated Parts 17, 301, 303, 365, 457, and 487 of the NREPA;
 - b. Civil fines;
- c. An order reimbursing the State's enforcement expenses, including litigation expenses and attorney's fees;
- d. A declaration that Defendants' violations of the common law and NREPA have created an ongoing public nuisance;

- e. An order requiring the abatement of the public nuisance; requiring the restoration of the Wixom Lake ecosystem, including the destroyed freshwater mussels; requiring any necessary wetland restoration; forbidding any future unauthorized Drawdown of Wixom Lake; and forbidding any future violation of the common law or the NREPA;
 - d. Any other relief the Court considers appropriate.

Respectfully submitted,

Dana Nessel Attorney General

/s/ Nathan A. Gambill

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Dated: April 30, 2020