



STATE OF MICHIGAN  
DEPARTMENT OF TREASURY

RICK SNYDER  
GOVERNOR

R. KEVIN CLINTON  
STATE TREASURER

**DATE:** February 23, 2015  
**TO:** *Bill*  
Bill Bowerman, Chief Analyst  
General Government Unit  
Senate Fiscal Agency  
**FROM:** *Suzie*  
Suzie Nichols, Administrator  
Office of Accounting Services

**SUBJECT:** Lawsuits Involving the State of Michigan – Fiscal Year 2013-2014

Please find attached information in response to your memorandum dated October 1, 2014 requesting completion of a survey for lawsuits for the Department of Treasury for fiscal year 2013-2014.

The following cases are being reported:

- Form 1: Judgments Paid by the State – 5 cases
- Form 2: Settlements Paid by the State – 10 cases
- Form 3: Judgments Paid to the State – No activity
- Form 4: Settlements Paid to the State – 1 case

Should you have any questions or concerns, please contact me at (517) 373-3165 or [NicholsS4@michigan.gov](mailto:NicholsS4@michigan.gov).

Attachments

c: R. Kevin Clinton, State Treasurer  
Joseph L. Fielek, Deputy State Treasurer  
Brad Morton, Attorney General's Office

FISCAL YEAR 2013-14

DEPARTMENT: TREASURY

**FORM 1: JUDGMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Allingham Corporation	\$308,406.00		Refunds/Credits -- SBT	Michigan Court of Claims	Single Business Tax refund per Court of Claims
Central Michigan Cementing Services, LLC	\$300,124.00		Refunds/Credits -- Use Tax	Michigan Court of Claims	Use Tax refund per Court of Claims
BNP Media II, LLC	\$549,740.00		Refunds/Credits -- SBT	Michigan Court of Claims	Single Business Tax refund per Court of Claims
Country Crossing Food Store, Inc.	\$14,506.00		Refund/Credits -- Sales Tax	Michigan Tax Tribunal	Refund monies owed from Michigan Tax Tribunal Final Opinion and Judgment
Pfizer, Inc.	\$1,603,901.00		Refunds/Credits -- SBT	Michigan Court of Claims	Single Business Tax refund per Court of Claims

**FY 2013-14 TOTAL: \$2,776,677.00**

FISCAL YEAR 2013-14

DEPARTMENT:

**FORM 2: SETTLEMENTS PAID BY THE STATE**

NAME OF CASE	AMOUNT PAID	INTEREST	FUNDING SOURCE	LOCATION	SUMMARY OF CASE
Kazi Management St. Croix, LLC	\$29,178.00		Refunds/Credits- Michigan Business Tax (MBT) P&I	Michigan Court of Claims	Refund monies owed from Court of Claims Case per Settlement Agreement
Michael Cook, COL Kazi Foods	\$31,723.48		Refunds/Credits -- MBT P & I	Michigan Court of Claims	Refund monies for assessment per Stipulation and Order to Dismiss.
Robert B. and Ann S. Aikens	\$901,255.00		Refunds/Credits - IT	Ingham County	Refund of assessment per Court of Appeals.
Chrysler LCC	\$29,680,089.00		Refunds/Credits -- SBT	Michigan Court of Claims	Single Business Tax refund per Court of Claims.
Hope 4 Homeowners/Harry Joseph Barnett	\$113,642.00		Foreclosure Rescue Scam Victim Restitution	Oakland County	Foreclosure rescue scam victim restitution reimbursement payments.
Impact Homeowners Services, LCC	\$75,195.00		Foreclosure Rescue Scam Victim Restitution	Macomb County	Foreclosure rescue scam victim restitution reimbursement payments.
Kenneth Sandoval and Zacharia Ortiz	\$747,094.00		Foreclosure Rescue Scam Victim Restitution	Wayne County	Foreclosure rescue scam victim restitution reimbursement payments
Citizens United Against Corrupt Government	\$7,792.00		General Fund	Wayne County	Attorney Fees for the Plaintiff's counsel
Sherwin Williams Corp	\$33,000.00		Refund/Credits -- Sales Tax	Michigan Court of Claims	Refund monies owed from Court of Claims Case per Settlement Agreement
American Beverage Association	\$600,000.00		General Fund	U.S. District Court	Settlement for Unconstitutionality of MCL 457.572a(10)

**FY 2013-14 TOTAL: \$32,218,968.48**

FISCAL YEAR 2013-14

DEPARTMENT: TREASURY

**FORM 3: JUDGMENTS PAID TO THE STATE**

NAME OF CASE	AMOUNT RECEIVED	INTEREST	ACCOUNT DEPOSITED TO	LOCATION	SUMMARY OF CASE
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NO ACTIVITY TO REPORT

FY 2013-14 TOTAL:

FISCAL YEAR 2013-14

DEPARTMENT: TREASURY

**FORM 4: SETTLEMENTS PAID TO THE STATE**

NAME OF CASE	AMOUNT RECEIVED	INTEREST	ACCOUNT DEPOSITED TO	LOCATION	SUMMARY OF CASE
Frank J. Kelly, Attorney General, ex rel. State of Michigan v Philip Morris Incorporated, etal.	\$253,885,008.39		Restricted Fund (Merit, 21 <sup>st</sup> Century Jobs Fund & MTSFA)	Ingham County	Master Tobacco Settlement Agreement

FY 2013-14 TOTAL: