

Judge Khary L. Hanible

900 S. Saginaw, Room 303

Flint, Michigan 48502

(810) 257-3270

STAFF: Karen Dearlove, Secretary, kdearlove@geneseecountymi.gov
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All motions, settlement conferences, and hearings are held in person; however, motions without opposition may be held through Zoom. Zoom ID: 3014202951. Be sure to sign in with your name, client, and file number of the case you are appearing on.

****DO NOT SUBMIT MOTIONS/PLEADINGS/ORDERS VIA EMAIL.** Mail or hand deliver them with the appropriate number of copies and stamped, self-addressed envelope if you need filed copies returned to you. THE CLERK'S OFFICE IS UNABLE TO KEEP UP WITH REQUESTS TO HAVE THEM RETURNED AFTER THEY ARE SCANNED INTO ONBASE. ORDERS ALSO NEED TO BE STIPULATED TO, OR "APPROVED AS TO FORM" BY ALL COUNSEL, OR SUBMITTED UNDER 7-DAY NOTICE.

*****BEFORE CALLING OUR OFFICE TO INQUIRE WHETHER A MOTION IS ON THE DOCKET OR WHETHER AN ORDER OR PLEADING HAS BEEN FILED OR RECEIVED, PLEASE VISIT [7th Judicial Circuit Court](#) AND CLICK ON "CASE SEARCH" TO REVIEW THE REGISTER OF ACTIONS OR "COURT SCHEDULES" TO REVIEW UPCOMING MOTION OR TRIAL DOCKETS.**

MONDAY MATTERS:

8:30	Criminal Motions
8:45	PV sentencings and hearings
9:00	Sentencings
11:00	Driver's License Restoration Motions
1:30	Civil Motions/Show Causes
2:00	Summary Disposition Motions (Must obtain date from court.)
3:00	Personal Protection Order Motions/Show Causes

MOTIONS

Judge's Copies: Judge's copies of all motions and responses shall be submitted directly to the judge's office pursuant to MCR 2.119(A)(2)(D). Failure to do so may result in delay, waiver of arguments, or assessment of fees. Responses to general motions are due Wednesday prior to date of motions.

Adjournments: The responding party must first contact the moving party when seeking an adjournment as only the moving party may adjourn motions. Motions may not be adjourned without date.

Debtor's Exams may be scheduled during our civil motion call – Mondays at 1:30 p.m. and will be held in person.

Motions for Summary Disposition: All dates for dispositive motions (including adjourned dates) must be approved by the judge's staff prior to filing the motion or re-notice of hearing. Counsel should contact our office well in advance of the cutoff date inasmuch as dispositive motions are capped at four motions per day. **Responses to dispositive motions are due one week prior to the motion.**

Orders following Motions for Summary Disposition: If the motion is granted, the order must specifically state the name of the defendant (if there are multiple defendants) and whether it resolves all issues pertaining to your client and whether the case is dismissed in its entirety.

Motions for Reconsideration are to be filed without a hearing date; however, the standard motion fee is required. Upon review of the motion, the Court will determine and advise counsel whether a response is required and whether oral argument will be heard.

Motions in Limine must be filed and heard no later than **three weeks** prior to trial date.

CIVIL MATTERS

Scheduling Orders are generated by Judge Hanible's office after the filing of answers to complaint. **Counsel may agree and email our office with the requested amount of time for discovery and the scheduling order will be generated from that information.** kdearlove@geneseecountymi.gov. Facilitation is ordered in most cases, and the parties may stipulate to case evaluation after facilitation is completed. The orders are strictly enforced; however, the Court does allow stipulated orders to extend dates for good cause. You must seek concurrence from opposing counsel before filing a motion to extend dates.

Orders of Dismissal/Judgments: Counsel must indicate in the order whether it resolves all issues and closes the case. *****If there are multiple defendants, you must specifically state which parties are dismissed.**

Mandatory Settlement Conferences are typically held on Tuesday mornings. **All counsel, parties, and those with authority to settle must appear in person.** Final witness and exhibit lists and trial briefs are to be exchanged at the settlement conference.

Final Pretrials are often held the day before commencement of trial. Final witness and exhibits are to be exchanged and marked.

Trials. Judge Hanible's jury trials are scheduled to begin on Wednesdays. The requested voir dire, jury instructions, and verdict form must be provided to the law clerk **no later than Monday prior to commencement of trial.** All motions, motions in limine, and disputes concerning voir dire, jury instructions and verdict form **must be heard no later than three weeks prior to trial.** Counsel should clear their schedule so that the trial may continue uninterrupted until completed. Trials in Judge Hanible's court generally are held all day Wednesdays, Thursdays* and Fridays, and may continue on Tuesday afternoons. *Judge Hanible presides over Veteran's Treatment Court every other Thursday, beginning at 3:00 p.m.

CRIMINAL MATTERS

Defendants incarcerated in GCJC or correctional facilities other than Genesee County Jail:

It is the responsibility of defense counsel to contact the court prior to all hearing dates to ensure that the defendant is transported from GCJC. If a writ is needed for the defendant's appearance from another county jail or correctional facility, defense counsel shall contact the prosecutor to advise them of the defendant's location.

The Court will mail out pretrial notices after the file is received from District Court. Cobbs proposals must include a calculation of the PSI guidelines, the sentence proposed by counsel, and the reason for the proposal.

Pretrials are held in the courtroom and all parties and counsel are required to appear in person. Any pleas may be placed on the record at that time.

Trials. Judge Hanible's jury trials are scheduled to begin on Wednesdays. Final witness list and exhibits must be exchanged and marked by counsel, and the requested voir dire, jury instructions and verdict form must be provided to the law clerk **no later than Friday prior to commencement of trial.** All motions, motions in limine, and disputes concerning voir dire, jury instructions and verdict form **must be heard no later than two weeks prior to trial.** Counsel should clear their schedule so that the trial may continue uninterrupted until completed. Trials in Judge Hanible's court generally are held all day Wednesday, Thursday* and Friday, and may continue on Tuesday afternoons. *Judge Hanible presides over Veteran's Treatment Court every other Thursday, beginning at 3:00 p.m.

Sentencings and probation violation matters are held on Monday mornings. **Criminal show cause and miscellaneous evidentiary hearings** are held on Tuesday afternoons.

Adjournments of criminal proceedings: Prior to requesting the Court for an adjournment, approval must be sought from the prosecutor handling the case. The prosecutor's phone number is 810-257-3232.

Miscellaneous: Please be sure that you are dressed appropriately for court. Shorts, no matter how nice, are not acceptable to Judge Hanible especially for sentencing. Hats must be removed upon entering the courtroom; however, religious headwear is allowed. Cell phones are allowed in the courtroom but the volume must be set on silent.