



**TO:** Members of Troy City Council  
**FROM:** Lori Grigg Bluhm, City Attorney *LGB*  
Allan T. Motzny, Assistant City Attorney *ATM*  
**DATE:** December 11, 2012  
**SUBJECT:** Robert Davis v. City of Troy et. al.

---

Enclosed please find the Order Granting Defendants' Motion for Summary Disposition and Dismissing the Case in the City's favor. This Order was issued by Wayne County Judge Robert J. Colombo, Jr..

This order ends the lawsuit filed against the City and its officials by Plaintiff Robert Davis. Mr. Davis had earlier filed a Freedom of Information Act (FOIA) request, seeking copies of all of the applications submitted for the Troy City Manager position. The City provided the applications that were a part of the public record, but denied the remainder of his FOIA request, in part because the City did not have the information he was seeking and in part because the non-finalist applicants requested confidentiality. Mr. Davis challenged the FOIA denial by filing a lawsuit in the Wayne County Court. Under FOIA, persons can file lawsuits in the County in which a Plaintiff resides, and Robert Davis lives in the City of Highland Park, which is in Wayne County.

The lawsuit was on an expedited track, since it was initially filed on October 19, 2012. The City's Motion for Summary Disposition was filed on November 2, 2012, and oral argument scheduled for November 9, 2012.

Please let us know if you have any questions about this case.

DEC 09 2012 AM 08:51

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

ROBERT DAVIS,

Plaintiff,

DAVIS, ROBERT v CITY OF TROY, et  
Hon. Robert J. Colombo, Jr. 10/19/2012

v.



12-013884-AW

CITY OF TROY, TROY CITY COUNCIL  
and M. AILEEN BITTNER,

Defendants.

\_\_\_\_\_  
ANDREW A. PATERSON (P18690)  
Attorney for Plaintiff  
46350 Grand River Ave., Suite C  
Novi, MI 48374  
(248) 568-9712

\_\_\_\_\_  
CITY OF TROY – CITY ATTORNEY’S OFFICE  
BY: Lori Grigg Bluhm (P46908)  
Allan T. Motzny (P37580)  
Attorneys for Defendants  
500 W. Big Beaver Road  
Troy MI 48084  
(248) 524-3320

**ORDER GRANTING DEFENDANTS’ MOTION FOR  
SUMMARY DISPOSITION AND DISMISSING CASE**

At a session of said Court held in the  
Courthouse in the City of Detroit,  
Wayne County, Michigan

on NOV 29 2012, 2012

PRESENT: HONORABLE ROBERT J. COLOMBO JR.

This matter was presented to the Court through the Defendants’ Supplemental  
Response To Plaintiff’s Motion for Writ of Mandamus and Request For Summary

