



Michigan Supreme Court

State Court Administrative Office

Field Services Division

Michigan Hall of Justice

P.O. Box 30048

Lansing, Michigan 48909

Phone (517) 373-4835

Ryan P. Gamby
Field Services Director

MEMORANDUM

DATE: November 1, 2024
FROM: SCAO Forms Team
RE: Creation of CC 540 and CC 541

Below are SCAO-approved court forms that were recently created. Copies of the new forms, along with instructions for use, are provided.

Because these are new forms, updates are likely. Please be mindful of this if printing forms.

[*NEW FORM* CC 540, Motion to Claim Remaining Proceeds from Tax Foreclosure Sale On or After July 18, 2020](#)

Most recent update: (11/24) version

Use of previously approved version: NEW FORM – For use beginning November 1, 2024.

This form is for use in proceedings under MCL 211.78t. A [copy of CC 540](#) is attached.

[*NEW FORM* CC 541, Motion to Claim Remaining Proceeds from Tax Foreclosure Sale Before July 18, 2020](#)

Most recent update: (11/24) version

Use of previously approved version: NEW FORM – For use beginning November 1, 2024.

This form is for use in proceedings under MCL 211.78t. A [copy of CC 541](#) is attached.

Email: CourtFormsInfo@courts.mi.gov.

NEW FORM

| | | |
|--|---|---------------------------|
| STATE OF MICHIGAN JUDICIAL CIRCUIT COUNTY | MOTION TO CLAIM REMAINING PROCEEDS FROM TAX FORECLOSURE SALE ON OR AFTER JULY 18, 2020 | CASE NO. and JUDGE |
|--|---|---------------------------|

Court address

Court telephone no.

Plaintiff's name, address, and telephone no.

Defendant's name, address, and telephone no.

v

Plaintiff's attorney, bar no., address, and telephone no.

Defendant's attorney, bar no., address, and telephone no.

Use note: Use this form if the foreclosure sale or transfer occurred **on or after July 18, 2020**. Otherwise, use form CC 541. This motion is filed in the same proceeding in which the judgment of foreclosure was entered. This motion must be filed during the period of **February 1 through May 15** immediately following the foreclosure sale or transfer.*

MOTION

1. I, _____, a claimant, am seeking all some portion of the
Name of claimant
remaining proceeds from the sale or transfer of tax-foreclosed property.
I am am not representing myself.

2. The judgment of foreclosure was entered on _____ .
Date

3. Sale or transfer of the foreclosed property occurred on _____ .
Date

4. Immediately before the property's foreclosure, I possessed the following interest in the property:

Description

I had a lien or security interest in the property when the judgment of foreclosure was effective. The amount owed to me is \$ _____. My priority is _____.

The required documentation of my interest in the property immediately before its foreclosure
 is is not included with this motion.

5. The specific basis for my claim to remaining proceeds is as follows:

*Exceptions may apply.

6. a. I did did not transfer my interest in the property before the judgment of foreclosure was effective.

b. My interest in the property was not otherwise divested before the judgment of foreclosure was effective.

7. I or an entity in which I held a direct or indirect interest did did not purchase the property under MCL 211.78m.

8. I do do not hold a direct or indirect interest in the property as of the filing of this motion.

I declare under the penalties of perjury that this motion has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

Date

Signature of claimant or claimant's representative

Name (type or print)

Address for service

City, state, zip Telephone no.

CERTIFICATE OF MAILING

I served a copy of this motion on the foreclosing governmental unit by first-class mail as specified in MCR 2.107(C)(3). I declare under the penalties of perjury that this certificate of mailing has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

Date

Signature

NEW FORM

| | | |
|--|--|---------------------------|
| STATE OF MICHIGAN JUDICIAL CIRCUIT COUNTY | MOTION TO CLAIM REMAINING PROCEEDS FROM TAX FORECLOSURE SALE BEFORE JULY 18, 2020 | CASE NO. and JUDGE |
|--|--|---------------------------|

Court address

Court telephone no.

| |
|---|
| Plaintiff's name, address, and telephone no. |
| Plaintiff's attorney, bar no., address, and telephone no. |

v

| |
|---|
| Defendant's name, address, and telephone no. |
| Defendant's attorney, bar no., address, and telephone no. |

Use note: Use this form if the foreclosure sale or transfer occurred **before July 18, 2020**. Otherwise, use form CC 540. This motion is filed in the same proceeding in which the judgment of foreclosure was entered.

MOTION

1. I, _____, a claimant, am seeking all some portion of the remaining proceeds from the sale or transfer of tax-foreclosed property. I am am not representing myself.

2. The judgment of foreclosure was entered on _____ .
Date

3. Sale or transfer of the foreclosed property occurred on _____ .
Date

4. The parcel identification number of the property sold or transferred is _____ .
The address of the property is (if available) _____ .

5. Immediately before the property's foreclosure, I possessed the following interest in the property:
Description _____ .

I had a lien or security interest in the property when the judgment of foreclosure was effective. The amount owed to me is \$ _____. My priority is _____ .

6. a. All other known interests in the property held by any entity or person immediately before foreclosure, including liens or mortgages, are: (Include additional sheets as needed.) _____ .

b. I possessed the sole interest in the property at the time of foreclosure.

7. The required documentation of my interest in the property is is not included with this motion.

8. The specific basis for my claim to remaining proceeds is as follows: (Include additional sheets as needed.)

9. a. I did did not transfer my interest in the property before the judgment of foreclosure was effective.

b. My interest in the property was not otherwise divested before the judgment of foreclosure was effective.

10. I or an entity in which I held a direct or indirect interest did did not purchase the property under MCL 211.78m.

11. I do do not hold a direct or indirect interest in the property as of the filing of this motion.

I declare under the penalties of perjury that this motion has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

Date

Signature of claimant or claimant's representative

Name (type or print)

Address for service

City, state, zip

Telephone no.

CERTIFICATE OF MAILING

I served a copy of this motion on the foreclosing governmental unit by first-class mail as specified in MCR 2.107(C)(3). I declare under the penalties of perjury that this certificate of mailing has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

Date

Signature