

QUESTION 8 THE ANSWER TO THIS QUESTION SHOULD GO IN BLUEBOOK III

The W.E.C. Supergenius Company (WECS) is a Michigan corporation located in Bedbug County, Michigan. WECS produces dynamite-based explosives.

Dennis is an employee of the Acme Explosive Company. He also owns three percent of WECS stock. He made a proper written demand in February 2010 for a list of WECS's major accounts. Dennis claimed that the purpose for the request to inspect was to ensure that WECS was maximizing profitability.

Ed, through his attorney, made a proper written demand in April 2010 to inspect a list of the WECS shareholders. Ed, owner of a single share of WECS stock, indicated that the purpose for demanding the list of shareholders was to get himself placed on the board of directors.

WECS refused to comply with either request. WECS claimed that Dennis had no right to review corporate documents because he was employed by WECS's competitor, and that Ed had no right to the documents because he only owned one share of stock, and because he made his demand through an attorney.

Subsequently, both Ed and Dennis filed suit in Bedbug County circuit court, demanding the corporate records sought as well as attorney fees.

Applying Michigan law, discuss Dennis and Ed's likelihood of obtaining the corporate documents, as well as obtaining the other relief sought. Explain your answer.

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