Court of Appeals, State of Michigan

ORDER

Troy D Baxter v Margie B Haaxma

Docket No. 258559

LC No. 02-003267-NZ

Henry William Saad
Presiding Judge

Mark J. Cavanagh

Pat M. Donofrio

Judges

Pursuant to MCR 7.205(D)(2), this Court orders that the September 29, 2004 order is VACATED to the extent it denies defendants' motion for expenses pursuant to MCR 2.227(A)(2). The matter is REMANDED to the circuit court to determine the amount of "defendant[s'] expense, including reasonable attorney fees, in attending in the wrong court" and to issue an order requiring plaintiffs to pay such reasonable compensation pursuant to MCR 2.227(A)(2).

This Court retains no further jurisdiction.

A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAR - 7 2005
Date

Sandra Schultz Mengel
Chief Clerk