IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **David G Boretti v Oakland Circuit Judge**
Docket No. **259491**
L.C. No. **1999-168010-FH**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The motion to waive fees is GRANTED for this case only.

The complaint for a writ of superintending control is DISMISSED for failure to pursue the case in conformity with the rules. MCR 7.201(B)(3) and 7.216(A)(10). This Court provided notice regarding the nature of the defects in this filing, and the defects were not corrected in a timely manner by providing this Court with five copies of a brief conforming to MCR 7.212(C) and a proof of service that a copy of the brief was sent to the circuit court judge and the prosecutor. Dismissal is without prejudice to whatever other relief may be available consistent with the court rules.

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

FEB - 3 2005
Date

Sandra Schultz Mengel
Chief Clerk