IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Sheri Embry v Scott Embry**
Docket No. **260301**
L.C. No. **02-001242-DM**

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

The claim of appeal is DISMISSED for lack of jurisdiction because the December 10, 2004 order is a postjudgment order that does not affect the custody of a minor. MCR 7.202(6)(a)(i), MCR 7.202(6)(a)(iii), and MCR 7.203(A)(1). Domicile is not custody. As a result, appellant may challenge the order in question by filing a delayed application for leave to appeal conforming to MCR 7.205, MCR 7.212(B), and MCR 7.212(C).

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

FEB 10 2005
Date

Sandra Schultz Mengel
Chief Clerk