IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Fifth Third Bank v Margaret Bernitt**
Docket No. **267362**
L.C. No. **2005-068298-CK**

Pat M. Donofrio, Judge, acting under MCR 7.211(E)(2), orders:

The Court, on it's own motion, VACATES the order entered on January 26, 2006, including the assessment of costs in the amount of $250 against attorney Chiara Mattieson. Appellant's brief is due February 14, 2006. Appellee's brief is due 28 days after service of appellant's brief.

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

FEB 0 1 2006
Date

Sandra Schultz Mengel
Chief Clerk