IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Ernest L Thomas v Department of Corrections**
Docket No. **267858**
L.C. No. **2005-004541-AH**

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

The complaint for a writ of habeas corpus is DISMISSED for lack of jurisdiction since plaintiff may not use an action for this extraordinary writ as a substitute for an appeal. *Cross v Department of Corrections,* 103 Mich App 409, 414-415; 303 NW2d 218 (1981).

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

MAR 24 2006
Date

Sandra Schultz Mengel
Chief Clerk