IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Gregory Sinicropi v Holly V Mazurek**
Docket No. **267964**
L.C. No. **05-002154-DP**

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

The claim of appeal filed January 25, 2006 is DISMISSED for lack of jurisdiction because the October 10, 2005 order was not a final order at the time that the claim was filed. If a motion for a new trial, reconsideration, rehearing, or similar postjudgment relief is filed within 21 days of the entry of a final order, the finality of the order is suspended until the trial court fully resolves that motion. An appeal as of right may then be claimed from the final order within 21 days after entry of an order fully resolving the motion. See MCR 7.204(A)(1)(b). A claim of appeal that is filed before the entry of the order is a premature claim. In this case, not everything has been fully resolved because the trial court has not made a final decision regarding the parenting time for Gregory Sinicropi.

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

FEB 16 2006
Date

Sandra Schultz Mengel
Chief Clerk