IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Herbert W G Clanton v Civil Service Commission**
Docket No. **287980**
L.C. No. **08-101251-CD**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.203(F)(1), MCR 7.212(I), and 7.216(A)(10), orders:

The claim of appeal from that portion of the September 15, 2008 order that dismissed the appeal regarding defendants Civil Service Commission, the Civil Service Commissioners, the Employment Relations Board, and the Employment Relations Board's Administrative Officer is DISMISSED for lack of jurisdiction. Because this portion of the order is an appeal from an administrative agency, this Court lacks jurisdiction to accept an appeal of right filed by a party who is aggrieved by an order of the circuit court on appeal from any other court or tribunal. MCR 7.203(A)(1)(a).

The claim of appeal from that portion of the September 15, 2008 order that dismissed the civil action against the Department of Transportation is ACCEPTED for docketing. Unlike the above, this Court has jurisdiction to accept an appeal of right from a party who is aggrieved by a final order of the circuit court. MCR 7.202(6)(a)(i) and MCR 7.203(A)(1).

On the Court's own motion, that portion of appellant's brief on appeal that contains argument as to the Civil Service Commission, Civil Service Commissioners, Employment Relations Board and Employment Relations Board's Administrative Officer is STRICKEN because it contains arguments pertaining to issues over which this Court lacks jurisdiction. MCR 7.212(I). The Clerk of the Court shall append this order to appellant's brief on appeal.

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

MAR - 5 2009
Date

Sandra Schultz Mengel
Chief Clerk