IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Mercantile Bank of Michigan v Vitale Land Co of Grand Rapids LLC**
Docket No. **295745**
L.C. No. **09-004298-CK**

David H. Sawyer, Chief Judge Pro Tem, acting under MCR 7.201(B)(3), orders:

The claim of appeal is DISMISSED for failure to pursue the case in conformity with the rules. MCR 7.201(B)(3) and 7.216(A)(10). The Clerk of this Court served appellant with an order regarding the payment of an entry fee, and appellant failed to pay the entry fee in a timely manner. Dismissal is without prejudice to whatever other relief may be available consistent with the Court Rules.

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

MAR - 8 2010
Date

Sandra Schultz Mengel
Chief Clerk