IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Charles Cole v Robert McDowell**
Docket No. **295924**
L.C. No. **2009-000097-NM**

William B. Murphy, Chief Judge, acting under MCR 7.203(F)(1), orders:

The claim of appeal is DISMISSED for lack of jurisdiction because it was not filed within 21 days of the order being appealed from and no motion for postjudgment relief was filed within the initial 21-day appeal period. MCR 7.204(A)(1)(a). At this time, appellant may seek to appeal the January 11, 2010 order only by filing a delayed application for leave to appeal under MCR 7.205(F).

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

MAR 26 2010
Date

Sandra Schultz Mengel
Chief Clerk