

# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **Charles Cole v Robert U McDowell**

Docket No. **298308**

L.C. No. **2009-000097-NM**

William B. Murphy, Chief Judge, acting under MCR 7.201(B)(3), orders:

The delayed application for leave to 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 provided notice regarding the nature of the defects in this filing, and the defects were not corrected in a timely manner by providing this Court with the entry fee of \$375 or five copies of a motion to waive fees and a copy of appellant's prisoner account statement for the prior 12 months; one more copy of the application and supporting brief; one more copy of the order appellant is seeking to appeal; and one more copy of the circuit court register of actions. 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

**JUL 13 2010**

Date

*Sandra Schultz Mengel*

Chief Clerk