

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Cynthia Parker Euscher v Jeffrey Michael Euscher**
Docket No. **299425**
L.C. No. **09-064755-DM**

David H. Sawyer, Chief Judge Pro Tem, acting under MCR 7.203(F)(1), orders:

The claim of appeal is DISMISSED for lack of jurisdiction because the July 19, 2010 judgment of divorce is not a final order appealable of right. MCR 7.202(6)(a); MCR 7.203(A). That judgment refers the parties to mediation as to certain items of personal property with the parties being directed to schedule the matter for an evidentiary hearing in the absence of an agreement following mediation. Thus, the judgment of divorce fails to resolve the parties' respective claims to those items of personal property. Accordingly, the judgment of divorce is not a final order under MCR 7.202(6)(a)(i) because it does not dispose of all the claims of the parties. At this time, appellant may seek to appeal the July 19, 2010 judgment of divorce 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

AUG 24 2010

Date

Sandra Schultz Mengel
Chief Clerk