

## IN THE MICHIGAN COURT OF APPEALS

### ORDER

Re: **Tarrant Assurance Funding Limited Partnership v Miller Park Townhome Condominiums**  
Docket No. **299511**  
L.C. No. **07-000790-CK**

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. First, to the extent that appellant seeks to directly appeal from the February 13, 2008 and February 25, 2009 orders, the claim of appeal was not timely filed as to either of those orders. MCR 7.204(A)(1)(a). While the claim of appeal was timely filed as to the July 16, 2010 order, that order is not a final order appealable of right. MCR 7.202(6)(a); MCR 7.203(A). That order is not a final order under MCR 7.202(6)(a)(i) because it does not dispose of all claims in this case. Rather, that order provides that its dismissal of counts IV and V in this case is "subject to the filing of the Receiver's final report and accounting." At this time, appellant may seek to appeal the July 16, 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

AUG 30 2010

Date

*Sandra Schultz Mengel*  
Chief Clerk