

**Court of Appeals, State of Michigan**

**ORDER**

PATRICK MCCARTHY V EDWARD SOSNICK

Docket No. 300159

LC No. 2008-094425-NO

Kathleen Jansen  
Presiding Judge

Mark J. Cavanagh

E. Thomas Fitzgerald  
Judges

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The Court orders that the motion to waive fees is GRANTED and fees are WAIVED for this case only.

The motion for immediate consideration is GRANTED.

The delayed application for leave to appeal is DENIED for lack of merit in the grounds presented.

Defendant-appellee Edward Sosnick's motion for sanctions for vexatious proceedings under MCR 7.216(C) is GRANTED. This matter is REMANDED to the trial court for a determination of the amount of actual damages, including reasonable attorney fees.

Plaintiff-appellant's motions for sanctions for vexatious proceedings under MCR 7.216(C) and MCR 7.211(C)(8) is DENIED.

The Court retains no further jurisdiction.



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

**OCT 26 2010**  
Date

*Sandra Schultz Mengel*  
Chief Clerk