

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Ramon Montez Jackson v Department of Corrections**
Docket No. **300768**
L.C. No. **10-014752-FH**

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

The original complaint for mandamus 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 a copy of plaintiff's prisoner account statement for the prior 12 months, five copies of a brief substantially conforming to MCR 7.212(C), and proof of service of the complaint and conforming brief on defendant. Dismissal is without prejudice to whatever other relief may be available consistent with the Court Rules.

The Clerk's Office is further directed to return plaintiff's \$160 check and all but one copy of the five copies of the original complaint and attached papers that he filed in this matter to plaintiff. Because plaintiff is a prisoner of the Department of Corrections, he was not required to pay a partial fee at the time that he initially filed his original complaint. MCL 600.2963(1).



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

DEC 10 2010

Date

Sandra Schultz Mengel
Chief Clerk