

IN THE MICHIGAN COURT OF APPEALS
ORDER

Re: **In re Schaefer**
Docket No. **301334**
L.C. No. **10-007388-NZ**

William B. Murphy, Chief Judge, acting under MCR 7.203(F)(1), orders:

The motion for immediate consideration is GRANTED.

The complaint for superintending control is DISMISSED for lack of jurisdiction because an appeal from the November 5, 2010 order is available. MCR 3.302(D)(2). As a result, plaintiff may challenge the order in question by filing a delayed application for leave to appeal under MCR 7.205. See MCR 7.203(B)(1).



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

DEC 07 2010

Date

Sandra Schultz Mengel
Chief Clerk