

Court of Appeals, State of Michigan

ORDER

Patrick McCarthy v Edward Sosnick

Kathleen Jansen
Presiding Judge

Docket Nos. 293482; 293483; 294383; 294385; 295782; 295784

Kirsten Frank Kelly

LC No. 2008-089426 NO

Patrick M. Donofrio
Judges

The Court orders that appellee/cross-appellant Edward Sosnick's motion for sanctions for vexatious proceedings is GRANTED. MCR 7.211(C)(8); MCR 7.216(C)(1). The Court finds that the appeal filed by plaintiff in these consolidated cases was vexatious. See *Meagher v Wayne State Univ*, 222 Mich App 700, 730-731; 565 NW2d 401 (1997). Pursuant to MCR 7.216(C)(2), this matter is remanded to the trial court for a determination of the amount of actual damages, including reasonable attorney fees, incurred by appellee/cross-appellant Edward Sosnick as a result of the vexatious appeal filed by plaintiff. In its discretion, the trial court may also assess punitive damages in an amount not to exceed the actual damages. MCR 7.216(C)(2).



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

OCT 27 2011

Date


Chief Clerk