

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Robert Paul Viar v Douglas Autotech Corporation**
Docket No. **303881**
L.C. No. **10-020099-CZ**

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. The April 12, 2011 order is not a final order appealable of right because it merely determines that appellant is liable for costs without determining the amount of costs to be awarded. *John J Fannon Co v Fannon Products, LLC*, 269 Mich App 162, 165-167; 712 NW2d 731 (2005). At this time, appellant may seek to appeal the April 12, 2011 order only by filing a delayed application for leave to appeal under MCR 7.205(F).



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

JUN 16 2011

Date


Chief Clerk