

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **In re McCallup**
Docket No. **304862**

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

The motion to waive fees is GRANTED for this case only.

The complaint for mandamus is DISMISSED for lack of jurisdiction because it was not brought against a state officer, MCR 3.305, MCR 7.203(C)(2) and MCL 600.4401, but instead was brought against a hotel and its employees. Further, plaintiff has not met her burden of showing that no adequate legal remedy exists. See *Keaton v Village of Beverly Hills*, 202 Mich App 681, 683; 509 NW2d 544 (1993).



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

JUL 25 2011

Date

A handwritten signature in black ink, appearing to read "Larry S. Royster", is written over a horizontal line.

Chief Clerk