

Court of Appeals, State of Michigan

ORDER

Donald S. Owens
Presiding Judge

Stephen L. Borrello

Amy Ronayne Krause
Judges

Rehab Management Solutions LLC v Diversa Care Therapeutics Inc

Docket No. 305419

LC No. 07-066280-CB

The Court orders that the motion to dismiss pursuant to MCR 7.211(C) is DENIED because appellees have not established that the July 25, 2011 judgment appealed from is not a final order under MCR 7.202(6)(a)(i), particularly in light of the March 3, 2011 order providing for a jury trial as to "all issues." We note that the trial court's language in the July 25, 2011 judgment indicating that it does not resolve the last pending claim is not controlling. See *Faircloth v Family Independence Agency*, 232 Mich App 391, 400-401; 591 NW2d 314 (1998) (trial court's certification does not resolve whether an order is actually final).



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

JAN 13 2012

Date


Chief Clerk