

Court of Appeals, State of Michigan

ORDER

In re Alison Vangrouw

Docket No. 306871

LC No. 11-057974-PO

Jane E. Markey
Presiding Judge

David H. Sawyer

Jane M. Beckering
Judges

The Court orders that petitioner's motion to dismiss this appeal pursuant to MCR 7.211(C)(2) is GRANTED for the reason that the appeal is not within the Court of Appeals jurisdiction because appellant is not an interested person in this matter. MCR 5.125(C)(24). Indeed, it is manifest that appellant had no legitimate interest in the probate court proceedings directed at whether to grant the protective order sought by appellant because the proceedings were directed at the best interests of the relevant minor. As an entity against whom the minor may have a claim appellant's interests are diametrically opposed to those of the minor in the present context. We note that MCR 5.125(D) and (E) are inapposite because MCR 5.125(C)(24) defines the interested persons in this matter and because the interest of justice does not support treating appellant as an interested person. Further, that the minor's estate may have a claim against appellant plainly does not mean that appellant has a property interest in that estate so as to be an interested person under MCL 700.1105(c). Because appellant is not an interested person it has no ability to take an appeal whatsoever in this matter. MCR 5.801(A). Thus, we decline appellant's alternative request to transfer this appeal to the circuit court.



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

JUL 05 2012

Date


Chief Clerk