

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **City of Dearborn v Burton-Katzman Development Company Inc**
Docket No. **309759**
L.C. No. **09-001342-CK**

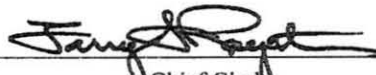
David H. Sawyer, Chief Judge Pro Tem, acting under MCR 7.203(F)(1), orders:

The claim of appeal is DISMISSED for lack of jurisdiction because the March 30, 2012, order appealed from is not a final order as defined in MCR 7.202(6). MCR 7.203(A)(1). The order is not a final order as defined in MCR 7.202(6)(a)(i) because plaintiff-appellee's claims are still pending in the trial court. To the extent that the order is a civil contempt order, it is not appealable by right because, in contrast to the appellants in *In re Manuel J Moroun and Dan Stamper*, ___ Mich App ___; ___ NW2d ___ (2012), defendant-appellants are parties to the action. The pending motions are also dismissed for lack of jurisdiction.



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

April 20, 2012
Date


Chief Clerk