

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Charles Fenn v Coliseum Bar & Grill Inc**
Docket No. **310404**
L.C. No. **11-006002-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 it was not timely filed. MCR 7.204(A). The claim of appeal was not timely filed because the motion to set aside the default judgment was not filed within 21 days after entry of the default judgment. MCR 7.204(A)(1)(b); *Allied Electric Supply Co Inc v Tenaglia*, 461 Mich 285; 602 NW2d 572 (1999). At this time, defendant-appellant may seek to appeal 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 12 2012

Date

A handwritten signature in black ink, appearing to read 'Larry S. Royster', is written over a horizontal line. Below the line, the words 'Chief Clerk' are printed.

Chief Clerk