

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Deutsche Bank National Trust Company v Leslie A Golliday**
Docket No. **310631**
L.C. No. **2009-000360-CH**

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 May 16, 2012 order denying a second motion for reconsideration is not a final order appealable of right. MCR 7.202(6)(a); MCR 7.203(A). Further, the claim of appeal cannot be saved by treating it as being taken from the December 21, 2011 judgment because the second motion for reconsideration was not filed within 21 days of that judgment so as to be timely under MCR 7.204(A)(1)(b). In this regard, a motion for reconsideration filed as to the decision on an earlier filed motion for reconsideration of a final order does not extend the time for filing a claim of appeal unless it is filed within the initial 21-day appeal period. See MCR 7.204(A)(1). At this time, appellants may seek to appeal either the December 21, 2011 judgment or the May 16, 2012 order 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 19 2012

Date

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

Chief Clerk