

**Court of Appeals, State of Michigan**

**ORDER**

**Eugene T Floyd v Wayne Circuit Court**

Docket No. 311098

LC No. 98-005373

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David H. Sawyer, Chief Judge Pro Tem, acting under MCR 7.211(E)(2), orders:

On the Court's own motion, the original complaint for mandamus is DISMISSED because plaintiff, a prisoner under the jurisdiction of the Department of Corrections, filed the subject original complaint for mandamus even though he owes an outstanding fee of \$375 in *Eugene Floyd v Dept of Corrections*, Docket No. 259517. A prisoner who is under the Department's jurisdiction cannot file another civil appeal or original action until the prisoner pays the outstanding balance owed in an earlier civil appeal or original action filed while under the Department's jurisdiction. MCL 600.2963(8).

The motion to waive fees is also DISMISSED as moot.



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

**AUG 13 2012**

Date

  
Chief Clerk