

Court of Appeals, State of Michigan

ORDER

People of MI v Nelson B Cobas

Docket No. **312654**

LC No. **1991-106067-FH**

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 September 14, 2012, order, which essentially denies a motion for relief from judgment under MCR 6.500 *et seq.*, is not appealable of right. MCR 7.202(6)(b); MCR 7.203(A)(1).

Defendant's motion to waive fees is GRANTED for this appeal only.

Defendant's motion for the appointment of counsel is DISMISSED AS MOOT in light of the fact that this Court lacks jurisdiction over defendant's claim of appeal.



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

OCT 17 2012

Date


Chief Clerk