

**Court of Appeals, State of Michigan**

**ORDER**

**Heather Rose Phillips v Shane Joseph Phillips**

Docket No. 314414

LC No. 11-004101-DM

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William B. Murphy, Chief Judge, acting under MCR 7.203(F)(1), orders:

The claim of appeal is DISMISSED for lack of jurisdiction because the November 27, 2012 order appealed from is not a final order appealable of right. MCR 7.202(6)(a); MCR 7.203(A). That order is not a final order under MCR 7.202(6)(a)(i) because it does not dispose of all claims in this case since, at minimum, it leaves appellee's counter-complaint for divorce undisposed. Further, the November 27, 2012 order is not a final order under MCR 7.202(6)(a)(iii) because it is not a postjudgment order. At this time, appellant may seek to appeal the November 27, 2012 order 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

FEB 01 2013

Date

A handwritten signature in black ink, appearing to read "Larry S. Royster".

Chief Clerk