

Court of Appeals, State of Michigan

ORDER

Lennie Jackson v Public Storage Corporation

Docket No. 315487

LC No. 2012-004820-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. First, the claim of appeal was not filed within 21 days of the final order in this case: the January 2, 2013 order granting summary disposition. MCR 7.204(A)(1)(a). Furthermore, the claim of appeal was not filed within 21 days of the order denying the timely filed motion for relief from judgment entered on January 22, 2013. MCR 7.204(A)(1)(b). Additionally, the motion for new trial, filed on February 5, 2013, was not filed within the initial 21-day appeal period or within further time allowed by the trial court. MCR 7.204(A)(1)(b). Lastly, even if the motion for new trial had been timely filed, the claim of appeal was not filed within 21 days of entry of the order denying the motion for new trial entered on February 28, 2013. MCR 7.204(A)(1)(b). At this time, appellant may seek to appeal the January 2, 2013 order only by filing a delayed application for leave to appeal under MCR 7.205(F).

The motion to waive fees is granted for this case only. MCR 2.002(C).



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

APR - 9 2013

Date


Chief Clerk