

**Court of Appeals, State of Michigan**

**ORDER**

**People of MI v James Allen Burkeen**

Docket No.   **316517**

LC No.         **01-006657-FH**

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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 15, 2013 order is not appealable of right. MCR 7.203(A). That order is plainly not a final order under the definitions of a final order in a criminal case provided by MCR 7.202(6)(b). Further, MCL 28.728c, the statutory section regarding a petition to discontinue sex offender registration, does not include any provision creating a statutory appeal of right from such an order. At this time, appellant may seek to appeal the May 15, 2013 order by filing a delayed application for leave to appeal under MCR 7.205(F).

Appellant's affidavit of indigency is treated as a motion to waive fees, and the motion is GRANTED for this case only.



A true copy entered and certified by Angela P. DiSessa, Acting Chief Clerk, on

**JUN 14 2013**

Date

*Angela P. DiSessa*

Acting Chief Clerk