

Court of Appeals, State of Michigan

ORDER

Dime LLC v Griswold Building LLC

Docket No. 314752

LC No. 2009-106478-CK

Jane E. Markey
Presiding Judge

Donald S. Owens

Karen M. Fort Hood
Judges

The Court orders that appellants' motion for leave to file a late response to plaintiff-appellee's motion for damages for vexatious appeal is GRANTED and the response received on September 9, 2014 is accepted for filing.

The Court further orders that appellee's motion for leave to file a reply brief in support of motion for damages for vexatious appeal is GRANTED and the reply brief received on September 17, 2014 is accepted for filing.

The Court orders that appellee's motion for damages for vexatious appeal is GRANTED, for the reasons that the appeal of this matter was taken for purposes of hindrance or delay and without any basis for belief that there was a meritorious issue to be determined on appeal. MCR 7.216(C)(1)(a). This matter is REMANDED to the trial court for a determination of actual and punitive damages incurred by appellee while defending this appeal, which includes costs and a reasonable attorney fee. MCR 7.216(C)(2). We do not retain jurisdiction.



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

OCT 07 2014

Date

Chief Clerk