

Court of Appeals, State of Michigan

ORDER

In re Foley

Docket No. **319895**

LC No. **97-010143-FH**

David H. Sawyer, Chief Judge Pro Tem, acting under MCR 7.201(B)(3), orders:

The original complaint for superintending control is DISMISSED for failure to pursue the case in conformity with the rules. MCR 7.201(B)(3) and 7.216(A)(10). The Clerk of this Court provided notice regarding the nature of the defects in this filing, and the defects were not corrected in a timely manner by providing this Court with the entry fee of \$375 or five copies of a motion to waive fees and a copy of plaintiff's prisoner account statement for the prior 12 months and proof of service of the original complaint for superintending control and the accompanying papers on the prosecution in the underlying criminal case. Dismissal is without prejudice to whatever other relief may be available consistent with the Court Rules.

The motion for granting extension of time is also DISMISSED in light of plaintiff's failure to provide the needed defect cures.



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

MAR 05 2014

Date


Chief Clerk