

**Court of Appeals, State of Michigan**

**ORDER**

**Michelle Korfonta v Steven Craig Hetkowski**

Docket No.   **323010**

LC No.       **08-040858-DM**

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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 July 10, 2014 order appealed from is not a final order as defined in MCR 7.202(6). MCR 7.203(A)(1). While a postjudgment order in a domestic relations action affecting the custody of a minor is a final order under MCR 7.202(6)(a)(iii) there is no such provision for a postjudgment order regarding spousal support. We note that *Boyles v Brown*, 396 Mich 97; 237 NW2d 474 (1976), was decided before the adoption of the Michigan Court Rules, including the final order definitions in MCR 7.202(6) and the specification of the types of orders that are appealable of right to this Court in MCR 7.203(A) at a time when the definition of final orders appealable of right to this Court was largely controlled by case law on an essentially common law basis. Thus, *Boyles* is not controlling as to the types of orders that are presently appealable of right to this Court. At this time, appellant may seek to appeal the July 10, 2014 order only by filing a delayed application for leave to appeal under MCR 7.205(G).



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

**AUG 18 2014**

Date

  
Chief Clerk