

Court of Appeals, State of Michigan

ORDER

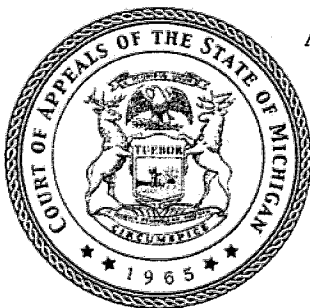
Foxpointe Condominium Assn v Fletcher Orlan Lee

Docket No. **324591**

LC No. **2014-140762-CH**

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 from a final order appealable of right. MCR 7.204(A). The order denying the motion to set aside the default judgment, dated October 21, 2014, is not a final order appealable of right; rather, the final order in the case is the default judgment. *Allied Electric Supply Co Inc v Tenaglia*, 461 Mich 285, 288-289; 602 NW2d 572 (1999). The default judgment was entered on September 16, 2014. The claim of appeal was filed on November 12, 2014. The claim of appeal was not filed within 21 days of the final order, the default judgment, as required by MCR 7.204(A)(1)(a). At this time, appellant may seek to appeal only by filing a delayed application for leave to appeal under MCR 7.205(F).



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

DEC - 3 2014

Date

Chief Clerk