

**Court of Appeals, State of Michigan**

**ORDER**

**Anthony Edward Ciavone v Department of Corrections/Director**

Docket No. **324990**

LC No. **14-013495-AH**

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Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.211(E)(2), orders:

The Court orders that the motion for reconsideration is DENIED. MCL 600.2529(1)(a) only applies to habeas corpus actions filed in a circuit court. MCL 600.321(1)(a) sets an entry fee for an original action filed in this Court with no exception for a habeas corpus action. Further, while plaintiff refers to himself as a "petitioner" he is properly designed as a plaintiff because his filing has properly been recognized as a civil action for habeas corpus. MCR 3.301(A)(1); MCR 3.303.

To proceed with this case, plaintiff shall pay the \$107 initial partial filing fee required by this Court's February 3, 2015 order within 21 days of the date of the present order.



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

**MAR 10 2015**

Date

Chief Clerk