

Court of Appeals, State of Michigan

ORDER

Jeanette Marie Wysocki v Mark William Miller

Docket No. 328104

LC No. 93-083515-DZ

Jane M. Beckering
Presiding Judge

Kurtis T. Wilder

Mark T. Boonstra
Judges

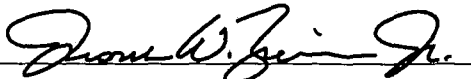
The Court orders that the motion for reconsideration is DENIED. First, payment of the \$299 outstanding balance owed in Docket Number 311199 has not been received. Further, nothing in MCL 600.2963 provides an exception to the bar in MCL 600.2963(8) against a prisoner filing a new civil case in this Court while owing an outstanding balance for a prior civil case filed while a prisoner of the Department of Corrections based on an administrative error by the Department in failing to appropriately make deductions from a prisoner account toward an outstanding balance owed under MCL 600.2963. We note that it is manifest appellant could not reasonably have believed the \$299 outstanding balance in Docket Number 311199 had been paid from his prisoner account when the lack of any deductions toward that amount from his prisoner account should have been apparent to him. Accordingly, it is manifest that appellant could have taken additional action to request the Department of Corrections to begin appropriate deductions toward the \$299 outstanding balance owed in Docket Number 311199 at an earlier point or, alternatively, could simply have himself saved the funds that should have been deducted toward payment of that outstanding balance.



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

OCT 13 2015

Date


Chief Clerk