

Court of Appeals, State of Michigan

ORDER

Amanda Ann Pauly v Jeffrey Bernard Helton

Docket No. **329300**

LC No. **15-084054-DS**

Michael J. Talbot, Chief Judge, acting under MCR 7.203(F)(1), orders:

The claim of appeal is DISMISSED for lack of jurisdiction because the judgment dated August 31, 2015 and entered in the circuit court register of actions on September 1, 2015 is not a final judgment appealable of right. MCR 7.202(6)(a); MCR 7.203(A). That judgment is not a final judgment under MCR 7.202(6)(a)(i) because it does not dispose of the parties' claims for child support. Further, it is not a final judgment under MCR 7.202(6)(a)(iii) because it is not a postjudgment order. Moreover, the inaccurate statement at the end of the September 1, 2015 judgment that it resolves the last pending claim is not controlling. *Faircloth v Family Independence Agency*, 232 Mich App 391, 400-401; 591 NW2d 314 (1998). At this time, appellant may seek to appeal the September 1, 2015 judgment by filing a delayed application for leave to appeal under MCR 7.205(G). Appellant may alternatively be able to file a claim of appeal from the actual final judgment or order under MCR 7.202(6)(a)(i) if such a judgment or order has not yet been entered or if the applicable time limit under MCR 7.204(A)(1) has not yet expired if such a final judgment or order has already been entered.



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

SEP 24 2015

Date


Chief Clerk