

**Court of Appeals, State of Michigan**

**ORDER**

**In re Straub Estate**

Docket No.   **329706**

LC No.       **00-000000**

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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 letters from Marquette Probate Court staff that appellant seeks to appeal do not constitute orders of that court and, thus, cannot be final orders appealable of right to this Court under MCR 5.801(B). Further, an order merely denying a motion to waive fees would not qualify as a final order appealable of right to this Court under MCR 5.801(B) in any event. If appellant believes that the probate court has handled this matter inappropriately, including by failing to enter an actual order as to her request for a waiver of fees, she might seek relief by filing a complaint for superintending control in the Marquette Circuit Court. See MCR 3.301(A)(1); MCR 3.302.

The motion to waive fees is **GRANTED** for this case only.



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

**OCT 28 2015**

Date

A handwritten signature in dark ink, appearing to read "Jerome W. Zimmer Jr.", is written over a horizontal line.

Chief Clerk