

Court of Appeals, State of Michigan

ORDER

Kayla Lundgren v Leonard Day

Docket No. **331433**

LC No. **14-035585-NO**

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

The claim of appeal is DISMISSED for lack of jurisdiction because it was not filed within 21 days after entry of the order appealed from and no motion for postjudgment relief was filed within the initial 21-day appeal period. MCR 7.204(A)(1)(a). Further, even if an affidavit regarding delayed service of the order appealed from had been filed, the time for filing the claim of appeal would not have been extended by MCR 7.204(A)(3) beyond the time period already allowed by MCR 7.204(A)(1)(a) because MCR 7.204(A)(3) only allows for the filing of a claim of appeal within 14 days after delayed service of an order. At this time, appellants may seek to appeal the order dated December 4, 2015, and entered in the circuit court register of actions on January 12, 2016, only by filing a delayed application for leave to appeal under MCR 7.205(G).



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

MAR 01 2016

Date


Chief Clerk