

Court of Appeals, State of Michigan

ORDER

Mackinac Island Ferry Capital LLC v Donald R Schappacher

Docket No. 333576

LC No. 16-007878-CH

Peter D. O'Connell
Presiding Judge

Michael J. Kelly

Amy Ronayne Krause
Judges

The Court orders that the motion for immediate consideration is GRANTED.

The application for leave to appeal is GRANTED, limited to the issues raised in the application. MCR 7.205(E)(4).

On its own motion, the Court orders that this appeal shall be EXPEDITED. The appellant's brief is due no later than 35 days from the Clerk's certification of this order. The appellee's brief is due no later than 21 days after service of the appellant's brief. No extensions of time will be allowed for filing of the briefs except by order of the Court.

The Clerk is directed to expedite the submission of this case on the session calendar in accordance with MCR 7.213(C)(7).

O'Connell, P.J., dissents. I conclude that the trial court erred in applying MCR 2.604(B) and certifying the order as a final order. I would direct the trial court to remove the "final order" certification from the order. I would deny leave on the balance of the issues raised in the application.



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

JUL 22 2016

Date


Chief Clerk