

Court of Appeals, State of Michigan

ORDER

Jennifer Coscarelli v Charles Coscarelli

Docket No. 334277

LC No. 13-024973-DM

Patrick M. Meter
Presiding Judge

Donald S. Owens

Michael F. Gadola
Judges

The Court orders that the motions for immediate consideration are GRANTED.

The motion to strike extra-record materials is GRANTED.

The motion for release of recording of trial court proceedings is DENIED.

The delayed application for leave to appeal is DENIED for lack of merit in the grounds presented.

Gadola, J., would deny the motion to strike and, in lieu of granting leave to appeal, would vacate the July 15, 2016 order of the trial court and remand this matter for additional hearings to allow the parties to present evidence to establish whether the necessary elements of MCL 722.31(4) are met by a preponderance of the evidence. *Rains v Rains*, 301 Mich App 313; 836 NW2d 709 (2013).



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

AUG 31 2016

Date

Chief Clerk