

Court of Appeals, State of Michigan

ORDER

Derrick Lee Smith v EC Brooks Correctional Facility Warden

Docket No. **336022**

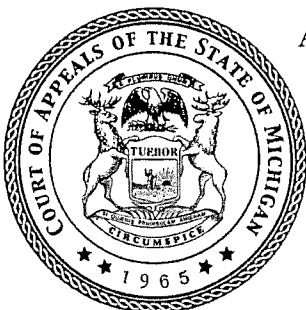
LC No. **16-008444-AH**

Michael J. Talbot, Chief Judge, acting under MCR 7.211(E)(2), orders:

The motion to waive fees pursuant to MCR 7.202(4) and MCR 7.205(B)(7) is DENIED because MCL 600.2963 mandates that a prisoner pursuing a civil action be liable for the filing fees.

Within 21 days of the certification of this order, appellant shall pay to the Clerk of the Court the entry fee of \$375 because review of the prisoner account statement, including the pattern of substantial outside deposits, indicates an ability to pay the full \$375 entry fee. Additionally, **appellant shall submit a copy of this order and refile the pleadings with the payment.** Failure to comply with this order will result in the appeal not being filed in this Court and appellant not being responsible for paying the filing fee.

The Clerk of this Court shall furnish two copies of this order to appellant and return appellant's pleadings with this order.



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

DEC 27 2016

Date


Chief Clerk