

Court of Appeals, State of Michigan

ORDER

Ronald Abdella v State Street Realty LLC

Docket No. 338081

LC No. 17-032131-CB

Stephen L. Borrello
Presiding Judge

Peter D. O'Connell

Michael F. Gadola
Judges

The Court orders that the motion to dismiss this appeal pursuant to MCR 7.211(C)(2)(b) is DENIED. Posting of the appeal bond required by the trial court's September 7, 2017 order is not a condition of appeal but rather would only be required for appellant to obtain a stay of proceedings to enforce the judgment pending appeal. *Wright v Fields*, 412 Mich 227, 229-230; 313 NW2d 902 (1981). Thus, dismissal of this appeal is not warranted based on appellant's failure to file an appeal bond. *Sanchez v Lagoudakis*, 450 Mich 863; 539 NW2d 377 (1995); *Denton v Winiemko*, 434 Mich 904; 453 NW2d 680 (1990).



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

DEC 01 2017

Date

Chief Clerk