

Court of Appeals, State of Michigan

ORDER

In re Peoples/Causey/Weatherspoon Minors

Docket No. **340215**

LC No. **2011-783355-NA**

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

The claim of appeal is DISMISSED for lack of jurisdiction because it was not filed within 14 days of the August 7, 2017, orders terminating parental rights. MCR 7.204(A)(1)(c). Further, appellant did not file a request for the appointment of appellate counsel with the trial court within that 14-day period. Because of the lack of timeliness, the 6th Judicial Circuit – Family Division should not have filed a claim of appeal form with the Court of Appeals. Instead, the trial court should have appointed counsel to prepare an application for leave to appeal. Furthermore, the claim of appeal was not filed with the Court of Appeals until 23 days after the request for counsel was filed. If a claim of appeal is untimely, as it was in this case, an appellant only has 63 days to file a delayed application for leave to appeal. MCR 7.205(G)(6). MCR 3.993(C)(2). Therefore, this Court encourages the trial court to file all valid claims of appeal as quickly as possible.

At this time, appellant may seek to appeal the order terminating parental rights only by filing a delayed application for leave to appeal within the 63-day period allowed by MCR 7.205(G)(6). MCR 3.993(C)(2). The 63-day period expires on October 9, 2017.

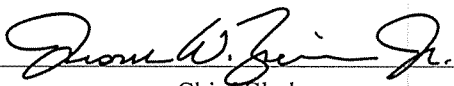
The Clerk's Office is directed to forward a copy of this order to Judge Lisa Langton, Erin E. O'Brien, 6th Judicial Circuit – Family Division, and David G. Bilson, 6th Judicial Circuit – Family Division.



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

SEP 20 2017

Date


Chief Clerk