

Court of Appeals, State of Michigan

ORDER

White Lake Ambulance Authority v City of Whitehall

Docket No. 344094; 345082

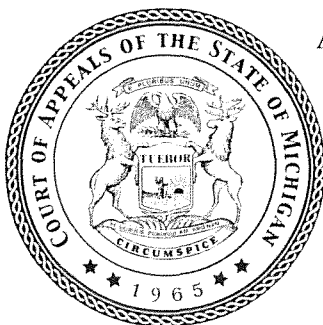
LC No. 16-004733-CB

Douglas B. Shapiro
Presiding Judge

David H. Sawyer

William B. Murphy
Judges

The Court orders that the motion for peremptory reversal pursuant to MCR 7.211(C)(4) is GRANTED. The Muskegon Circuit Court lacked jurisdiction to decide plaintiff-appellee's motion for reconsideration or clarification and amend the May 15, 2018 original monetary judgment once the June 1, 2018 claim of appeal was filed with this Court. The filing of the claim of appeal divested the circuit court of jurisdiction. MCR 7.208(A); *Safdar v Aziz*, 501 Mich 213, 215; 912 NW2d 511 (2018); *Hill v City of Warren*, 276 Mich App 299, 307; 740 NW2d 706 (2007); *Wilson v General Motors Corp*, 183 Mich App 21, 41; 454 NW2d 405 (1990). The July 30, 2018 circuit court judgment and the August 28, 2018 administrative order of this Court consolidated Docket No. 344094 with Docket No. 345082 are VACATED. The appeal in Docket No. 345082 is DISMISSED. These actions are taken without prejudice to plaintiff moving for a remand in Docket No. 344094 for the purpose of obtaining a ruling on its motion for reconsideration or clarification or to pursuing an award of costs and interest in the trial court. This order has immediate effect. MCR 7.215(F)(2).



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

OCT 23 2018

Date

Chief Clerk