

Court of Appeals, State of Michigan

ORDER

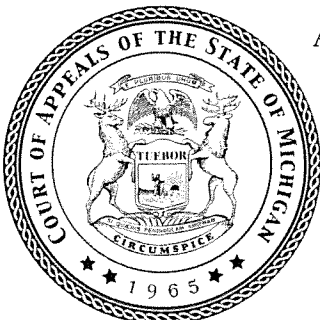
Snap Advances LLC v Hilltop Contracting Inc

Docket No. **345235**

LC No. **2017-002832-CK**

Christopher M. Murray, Chief Judge, acting under MCR 7.203(F)(1), orders:

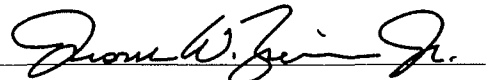
The claim of appeal is DISMISSED for lack of jurisdiction because it was not timely filed. MCR 7.204(A)(1)(b). The motion to set aside the default judgment in this case “was a postjudgment motion that deferred the appeal period under MCR 7.204(A)(1)(b).” *Allied Electric Supply Co, Inc v Tenaglia*, 461 Mich 285, 288; 602 NW2d 572 (1999). Thus, the July 9, 2018 order, denying the motion to set aside the default judgment, was a postjudgment order and not a final order appealable by right, *id.*, and the time for filing the claim of appeal ran from entry of that order, MCR 7.204(A)(1)(b). The motion for reconsideration of the July 9 2018 order did not extend the time for claiming an appeal of right. *Id.* at 288-289. For that reason, the August 28, 2018 claim of appeal, which was not filed within 21 days of entry of the July 9, 2018 postjudgment order, was untimely. Dismissal is without prejudice to the filing of a late appeal under MCR 7.205(G), provided such a filing meets all requirements under the court rules and is not time-barred.



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

SEP 18 2018

Date


Chief Clerk