

Court of Appeals, State of Michigan

ORDER

Harvey Clarizio v Tammy Forbes

Docket No. 347846

LC No. 17-000885-NO

Michael J. Kelly
Presiding Judge

Patrick M. Meter

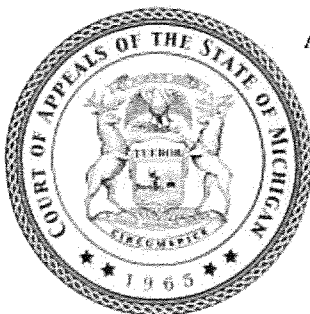
Brock A. Swartzle
Judges

The Court orders that the motions to reply to answers are GRANTED.

The motion to dismiss is DENIED. There was no requirement for each appellant to submit a separate claim of appeal form under MCR 7.204(B) based on appellants acting *in propria persona*. Rather, the reference to “appellant” in MCR 7.204(B) is properly recognized, consistent with routine practice in this Court, as allowing an appeal of right jointly filed by multiple appellants whether acting *in propria persona* or represented by an attorney. See MCR 1.107 (“[w]ords used in the singular also apply to the plural, where appropriate”). Further, the failure of appellants Crin and Daria Forbes to sign the initial claim of appeal form amounts to mere clerical error. The signed claim of appeal forms from Crin and Daria submitted (with the motion captioned as a motion for consolidation) on July 5, 2019 are treated as correcting this defect in the claim of appeal.

The motion captioned as a motion for consolidation is DENIED as moot because the Clerk’s Office has already corrected the docketing of this appeal to reflect that Tammy, Crin, and Daria Forbes are all appellants in this appeal.

The motion to extend time to file appellants’ brief is GRANTED until July 17, 2019. Appellants’ brief filed that date is accepted as timely filed.



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

AUG 19 2019
Date


Chief Clerk