

**Court of Appeals, State of Michigan**

**ORDER**

**Timothy John Command v Marcia Kay-Brink Command**

Docket No.   **348621**

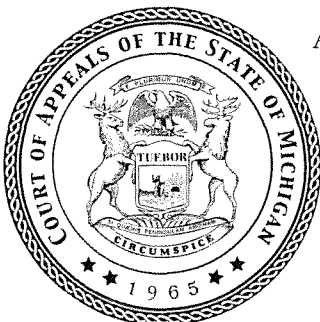
LC No.       **18-088599-DO**

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

The motion to waive fees is GRANTED for this case only.

The claim of appeal is DISMISSED for lack of jurisdiction because the April 3, 2019 opinion and order appealed from is not a final judgment or order as defined in MCR 7.202(6)(a). Therefore, it is not appealable by right. MCR 7.203(A). Further, while the final judgment as defined by MCR 7.202(6)(a)(i) was entered in this case on May 7, 2019, the claim of appeal was not properly filed within “21 days *after* entry” of that final judgment. MCR 7.204(A)(1) (emphasis added). Dismissal is without prejudice to the filing of a late application for leave to appeal under MCR 7.205(G), provided that 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

**JUN - 4 2019**

Date

  
Chief Clerk