

**Court of Appeals, State of Michigan**

**ORDER**

**RJMC Corp v Estate of Dario Tomei; Estate of Dario Tomei v RJMC Corp**

Docket Nos. **348652; 348688**

LC Nos. **18-029723-CB; 18-029729-CB**

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

The claim of appeal is DISMISSED for lack of jurisdiction because the April 8, 2019 order is not a final order appealable of right. MCR 7.202(6)(a); MCR 7.203(A). That order is not a final order under MCR 7.202(6)(a)(i) because it dismisses Count I of the complaint in Lower Court Number 18-029729-CB on stipulation of the parties without resolving the merits of that claim or precluding it from being resurrected on the docket at some future date. *Detroit v Michigan*, 262 Mich App 542, 545; 686 NW2d 514 (2004).



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

**MAY 08 2019**

Date

A handwritten signature in cursive script, reading "Jerome W. Zimmer Jr.", written over a horizontal line.

Chief Clerk