

Court of Appeals, State of Michigan

ORDER

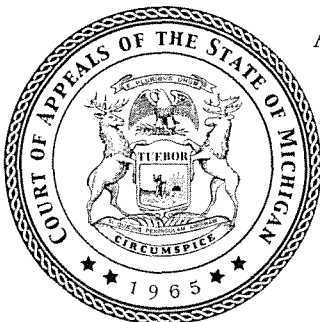
David W Spangenberg v Leeann D Spangenberg

Docket No. **348876**

LC No. **2014-006087-DM**

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

The claim of appeal is DISMISSED for lack of jurisdiction. The only portion of the May 2, 2019 postjudgment order that is appealable by right is the trial court's adoption of the referee recommendation denying appellee's request for attorney fees. MCR 7.203(A)(1); MCR 7.202(6)(a)(iv). As such, the claim of appeal from the May 2, 2019 order is limited to the issue of attorney fees. MCR 7.203(A). Appellant, however, is not an aggrieved party to the attorney fee portion of the May 2, 2019 order and cannot pursue an appeal from that portion of the order. *Kocenda v Archdiocese of Detroit*, 204 Mich App 659, 666; 516 NW2d 132 (1994). The portion of the May 2, 2019 postjudgment order adopting the referee recommendation denying appellant's motion regarding tax exemptions is not appealable by right. MCR 7.203(A)(1); MCR 7.202(6)(a). Dismissal is without prejudice to the filing of a late appeal from the May 2, 2019 order 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

MAY 21 2019

Date


Chief Clerk