

Court of Appeals, State of Michigan

ORDER

David Campbell v Corizon Health Inc

Docket No. 350849

LC No. 19-000446-NZ

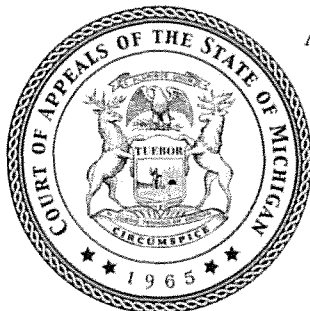
Michael J. Kelly
Presiding Judge

Stephen L. Borrello

Amy Ronayne Krause
Judges

On the Court's own motion, in lieu of dismissing the claim of appeal for lack of jurisdiction because it was not timely filed within 21 days after entry of the August 5, 2019 order appealed from or within 21 days after entry of the August 26, 2019 order denying his initial motion for reconsideration of the order appealed from, MCR 7.204(A)(1)(a)-(b), the claim of appeal is treated as a delayed application for leave to appeal the August 5, 2019 order. We note that the second motion for reconsideration filed in the trial court did not extend the time for filing a claim of appeal as it was not filed within 21 days after entry of the order appealed from. MCR 7.204(A).

Further, appellant's brief filed with his initial submission is treated as a brief in support of the delayed application. Appellee may timely file an answer within 21 days after the date of this order. See MCR 7.205(C). If appellee files an answer appellant may file a reply brief within 21 days after service of the answer. MCR 7.205(D); MCR 7.212(G). Thereafter, the delayed application will be submitted for a decision under MCR 7.205(E).



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

DEC 11 2019

Date


Chief Clerk