

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **In Re Estate of Verna M Vangessel Deceased**
Docket No. **272140**
L.C. No. **04-178268 CZ**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The claim of appeal as to the June 2, 2006, order is TRANSFERRED to Kent Circuit Court under MCR 5.801(E) because that order is a final order, though not the type of order that is appealable directly to this Court. See MCR 5.801(C). The appellant shall contact the Kent Circuit Court in terms of what paperwork may be required by the circuit court as well as any fee that Kent Circuit Court may require. The claim of appeal as to the April 28, 2005, order remains pending in this Court. Not all final orders from probate court are appealable directly to this Court. Only those orders that fall within one or more of the categories of MCR 5.801(B)(1)(a) through (bb) are appealable to this Court. As recognized by the appellant in the jurisdictional checklists filed in this Court, the June 2, 2005, order did not fall within any one of the twenty-eight categories, but instead fell within MCR 7.202(6)(a)(iv). In that situation the order is a final order, but must be appealed to the circuit court under MCR 5.801(C).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

OCT 18 2006

Date

Sandra Schultz Mengel
Chief Clerk