

# Court of Appeals, State of Michigan

## ORDER

Larry Gregory Alton v Rita Lynn Alton

Docket No. 267802

LC No. 03-250096-DO

Deborah A. Servitto  
Presiding Judge

Mark J. Cavanagh

E. Thomas Fitzgerald  
Judges

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In lieu of granting defendant's motion for this Court to exercise its power of amendment concerning the reservation of the right to extend spousal support pursuant to the judgment of divorce, this Court, pursuant to MCR 7.216(A)(7) and MCR 7.208(A)(1), REMANDS this matter to the trial court for consideration of defendant's motion to extend spousal support. Defendant is directed to refile in the trial court her motion to extend spousal support, which she previously filed in the trial court, and plaintiff is directed to refile his response to that motion. The parties shall refile these pleadings within 14 days after the Clerk's certification of this order. The trial court is directed to consider and issue an order regarding plaintiff's motion within 42 days after the Clerk's certification of this order. Immediately upon entry by the trial court, defendant shall file a copy of the trial court's order with this Court.

This Court retains jurisdiction.



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

\_\_\_\_\_  
JAN 05 2007  
Date

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*Sandra Schultz Mengel*  
Chief Clerk