

IN THE MICHIGAN COURT OF APPEALS

ORDER

AMENDED

Re: **Kevin Cruickshank v City of Pontiac**
Docket No. **271477**

E. Thomas Fitzgerald, Judge, acting under MCR 7.211(E)(2), orders:

The motion to compel clerk for payment is DENIED as meritless since appellant's failure to supply a proper affidavit of indigency as requested by this Court caused the delay in submitting his motion to waive fees for a decision.

The motion to waive fees is DENIED because appellant refused to supply this Court with an affidavit of indigency listing his annual income, value of the assets he owns, his monthly expenses, and whether he receives a form of public assistance.

Within 21 days of the certification of this order, appellant shall pay the entry fee of \$375 and the motion fee of \$100, for a total of \$475, to the Clerk of this Court. Failure to comply with this order will result in the dismissal of the appeal.



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

JAN 10 2007

Date

Sandra Schultz Mengel
Chief Clerk