

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Michael Gene Covington**
Docket No. **275902**
L.C. No. **98-073710 FH**

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

The motion to waive fees is GRANTED for this case only.

The claim of appeal and motion to appoint counsel are DISMISSED for lack of jurisdiction because the order of December 12, 2006, is not a final order as defined by MCR 7.202(6)(b). Furthermore, the defendant is prohibited from even filing an application for leave to appeal because the order of December 12, 2006, constitutes a denial of a successive motion for relief from judgment. See MCR 6.502(G)(1). Regardless of the title placed on the motion that resulted in the December 12, 2006, order, it was a motion for relief from judgment. See MCR 6.501.



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

FEB 15 2007
Date

Sandra Schultz Mengel
Chief Clerk