

Court of Appeals, State of Michigan

ORDER

Frank Richard Jacobson v Norfolk Development Corporation

Docket No. 276002

LC No. 06-000289-CH

Bill Schuette
Presiding Judge

Richard A. Bandstra

Patrick M. Meter
Judges

The Court, acting under MCR 7.203(F)(2), orders that the motion for reconsideration is DENIED. Pursuant to the interpretation principle, *ejus generis*, when a general phrase such as “other law or court rule” follows specific examples such as “MCR 2.403, MCR 2.405, MCR 2.625”, the unnamed must be of the same nature as the specifically named items. MCR 2.403, MCR 2.405, and MCR 2.625 all involve attorney fees and costs incurred prior to entry of the MCR 7.202(6)(a)(i) final order. That means the “other law or court rule” must also involve statutes and court rules regarding attorney fees and costs incurred prior to entry of the MCR 7.202(6)(a)(i) final order. Examples include attorney fees and costs under the Elliott-Larson Act, Open Meeting Act, the Freedom of Information Act, and MCR 2.114(F).



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

APR 12 2007

Date

Sandra Schultz Mengel

Chief Clerk