

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **John R Espie v Shiawassee Circuit Judge**
Docket No. **277869**
L.C. No. **99-002999 FC**

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

The complaint for superintending control is **DISMISSED** for lack of jurisdiction because an appeal from the order was available and in fact filed in docket number 270710. MCR 3.302(D)(2). Furthermore, a complaint for superintending control is not necessarily available even if an appeal is not presently available. For example, see *In Re Burton*, 428 Mich 133 (1987).



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

JUN 15 2007

Date

Sandra Schultz Mengel

Chief Clerk