

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Charlevoix County Building Department v Lyle Barkley**
Docket No. **279602**
L.C. No. **07-054621-AV**

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 for immediate temporary restraining order are DISMISSED for lack of jurisdiction because the order being appealed, which stems from an appeal to the circuit court from district court, is not an order that is appealable as a matter of right. MCR 7.203(A)(1)(a). The Court declines to treat the pleading as an application for leave to appeal, as it does not remotely satisfy the filing requirements for an application for leave to appeal.



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

AUG 14 2007

Date

Sandra Schultz Mengel

Chief Clerk