

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Karen Headworth v Daniel Ertel**
Docket No. **282415**
L.C. No. **98-007645-DM**

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

The claim of appeal is DISMISSED for lack of jurisdiction because the November 15, 2007 order is a postjudgment order that does not affect the custody of a minor. MCR 7.202(6)(a)(i), MCR 7.202(6)(a)(iii) and MCR 7.203(A)(1). After reading the transcript and the order the Court concludes that the order is a parenting time order and not a custody order. This is especially true since appellee had already been awarded physical custody of the children. As a result, appellant may challenge the order in question by filing a delayed application for leave to appeal under MCR 7.205.



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

DEC 27 2007

Date

Sandra Schultz Mengel

Chief Clerk