Court of Appeals, State of Michigan

ORDER

James Hnatio v Mark Nalepka

Docket No. 282146

LC No. 06-620302-NZ

Kurtis T. Wilder
Presiding Judge

Brian K. Zahra

Kirsten Frank Kelly
Judges

The Court orders that the motion for immediate consideration is GRANTED.

The Court further orders that the motion to dismiss is DENIED. The time for filing appellees' brief on behalf of defendant-appellees Haliw, Siciliano, Mychalowych, Van Dusen & Feul, PLC and Timothy R. Van Dusen under MCR 7.212(A)(2)(a)(ii) shall be calculated from the date of the Clerk's certification of this order.

The Court further orders that the motion for costs and sanctions is GRANTED TO THE EXTENT that appellant's counsel Gary A. Colbert (P-22961) is ASSESSED costs in the amount of $500 for failure to comply with the requirements of MCR 7.210(F). See MCR 7.219(I). Attorney Gary A. Colbert (P-22961) shall pay the assessed costs in the amount of $500 to counsel for defendant-appellees Haliw, Siciliano, Mychalowych, Van Dusen & Feul, PLC and Timothy R. Van Dusen within 21 days after the Clerk's certification of this order.

Judge Kelly would deny the motion for costs and sanctions.

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

MAR 26 2008
Date

Sandra Schultz Mengel
Chief Clerk