

# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **Standard Electric Contractors Inc v American Electric Contractors Inc**  
Docket No. **284716**  
L.C. No. **07-000183 CK**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The claim of appeal filed on April 8, 2008, is **DISMISSED** for lack of jurisdiction because it was not filed within 21 days of the June 7, 2007 default judgment as required by MCR 7.204(A)(1)(a). Pursuant to MCR 7.202(6)(a)(i) and *Allied Electric v Tenaglia*, 461 Mich 285(1999) the default judgment was the final judgment in the case. Because the motion to set aside was also not filed by June 28, 2007, that motion to set aside did not toll the time period for filing the claim of appeal. Even if the postjudgment motion to set aside had been timely filed, the claim of appeal would still be untimely because the claim was not filed within 21 days of the October 23, 2007, order denying the motion to set aside as required by MCR 7.204(A)(1)(b) and *Allied Electric*.



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

APR 23 2008

Date

*Sandra Schultz Mengel*

Chief Clerk