

IN THE MICHIGAN COURT OF APPEALS
ORDER

Re: **Mary M Breckman v Daniel M Capriotti**
Docket No. **285819**
L.C. No. **08-005477 PP**

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 June 5, 2008, is DISMISSED for lack of jurisdiction. It is untimely under MCR 7.204(A)(1)(a) because it was not filed within 21 days after entry of the April 7, 2008, order that is appealable by right under MCR 3.709(B)(1)(b). It is premature under MCR 7.204(A)(1)(b) because no order has been entered on the motion filed April 24, 2008.



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

SEP - 3 2008

Date

Sandra Schultz Mengel
Chief Clerk