

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Lightningbolt v Department of Corrections**

Docket No. **286805**

L.C. No. **00-000000**

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

The petition for writ of habeas corpus is **DISMISSED** for lack of jurisdiction because plaintiff has failed to show that a circuit court judge in the county in which he is detained has refused to issue a writ of habeas corpus. See MCR 3.303(A)(2). An unidentified court service clerk is not a judge, a letter is not an order, and the reasons given in the letter of July 2, 2008, were erroneous. This dismissal is without prejudice to plaintiff filing another petition for writ of habeas corpus in the county in which he is detained.



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

OCT 15 2008

Date

Sandra Schultz Mengel

Chief Clerk