

**IN THE MICHIGAN COURT OF APPEALS**

**ORDER**

Re: **People of MI v Jobey Henderson**  
Docket No. **287753**  
L.C. No. **03-011359 FH**

Henry William Saad, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

This case is DISMISSED for lack of jurisdiction. If this appeal is treated as a challenge to the trial court's disposition of appellant's petition for habeas corpus, the appeal would be civil in character and appellant would be barred both because he still owes outstanding fees in contravention of MCL 600.2963(8) in No. 276524, *Henderson v Gratiot Circuit Judge*, and because he did not file the petition in the county in which he is detained. See MCR 3.303(A)(2). If this appeal is treated as a criminal case, the trial court register of actions shows that appellant has exhausted his ability to challenge his conviction and sentence. See MCR 6.502(G)(1). Appellant cannot avoid MCR 6.502(G)(1) by incorrectly titling the pleadings he filed in the trial court.



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

NOV 17 2008

Date

*Sandra Schultz Mengel*

Chief Clerk