

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Dennis Tolbert v Department of Corrections**
Docket No. **288276**
L.C. No.

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

The complaint for habeas corpus filed on October 14, 2008, is DISMISSED for lack of jurisdiction because plaintiff has not shown that the circuit judge in the county in which he is detained has refused to issue a writ of habeas corpus. See MCR 3.303(A)(2).



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

DEC - 4 2008

Date

Sandra Schultz Mengel

Chief Clerk