

IN THE MICHIGAN COURT OF APPEALS
ORDER

Re: **Rich Osterman Electric Co v Mahmood Ahmed**
Docket No. **288919**
L.C. No. **2007-082672-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 is DISMISSED for jurisdiction.

Generally, MCR 7.203(A)(1) gives this Court jurisdiction to accept appeals of right filed by parties who are aggrieved by a final order of the court of claims or the circuit court. A final order is defined by MCR 7.202(6)(a)(i) as the first order or judgment that disposes of all the claims and adjudicates the rights and liabilities of all the parties. The judgment appealed appeared to satisfy this definition; but the circuit court decided to reserve jurisdiction over the sale of appellant's real property and other matters. The circuit court's reservation of rights destroyed the finality of the October 22, 2008 judgment. See *Helms v Helms*, 185 Mich App 680, 685; 462 NW2d 812 (1990) (a judgment of divorce that postpones the resolution of an issue to a later date is not final order). Without a valid final order, this Court cannot accept appellant's claim of appeal.



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

DEC 16 2008

Date

Sandra Schultz Mengel
Chief Clerk