

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Daniel M Steffenson v Lima Township**
Docket No. **289099**
L.C. No. **89-036964 AZ**

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 November 25, 2008, is DISMISSED for lack of jurisdiction because, regardless of what is stated in the order, the November 7, 2008 order is not a final order as defined by MCR 7.202(6)(a)(i). If claims were pending when the motion to amend the complaint was filed on October 23, 2008, the order of November 7, 2008, would not have disposed of those pending claims. It simply denied the motion to amend. If no claims were pending when the motion to amend complaint was filed on October 23, 2008, the final order under MCR 7.202(6)(a)(i) would have been an earlier order because it would have been the first order disposing of the claims. The order of November 7, 2008, could give this Court jurisdiction only if there were no pending claims in October 2008 and the motion to amend was filed within 21 days of the order that disposed of the last claim. See MCR 7.204(A)(1)(b). That did not occur in this case.



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

DEC 15 2008

Date

Sandra Schultz Mengel
Chief Clerk