

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Mayor of the City of Flint v Genesee County Election Commission**  
Docket No. **289318**  
L.C. No. **08-088909-AA**

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

The claim of appeal, motion for immediate consideration, and motion for stay are DISMISSED for lack of jurisdiction because the order affirming the Genesee County Election Commission decision constitutes a circuit court order on appeal from a tribunal, which is not appealable by right under MCR 7.203(A)(1)(a). The Court is aware that on the claim of appeal, without citing any authority, the election commission is listed as "a Municipal Legislative Body" and a statement is made that the appeal was not "from another court or tribunal." However, with the information provided it is clear that the election commission was acting in a quasi-judicial matter and that is key for a body to be a tribunal. The trial court's actions were consistent with the election commission being a tribunal.



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

DEC 11 2008

Date

*Sandra Schultz Mengel*  
Chief Clerk