

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Glenn R Hieber v Washtenaw Community College**
Docket No. **303314**
L.C. No. **10-000551-CZ**

David H. Sawyer, Chief Judge Pro Tem, acting under MCR 7.203(F)(1), orders:

The claim of appeal is DISMISSED for lack of jurisdiction. The March 8, 2011 order of dismissal without prejudice because appellees had not been timely served with process is not a final order appealable of right. MCR 7.202(6)(a); MCR 7.203(A). That order is not a final order under MCR 7.202(6)(a)(i) because it does not actually dispose of the claims in this case or adjudicate the rights and liabilities of the parties as to those claims. See *Wickings v Arctic Enterprises, Inc*, 244 Mich App 125, 135-136; 624 NW2d 197 (2000), lv den 464 Mich 869 (2001). At this time, appellant may seek to appeal the March 8, 2011 order only by filing a delayed application for leave to appeal under MCR 7.205(F).

The motion to waive fees is GRANTED for this case only.



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

APR 19 2011

Date


Chief Clerk