

**IN THE MICHIGAN COURT OF APPEALS**

**ORDER**

Re: **People of MI v Michael Rodriguez**  
Docket No. **306691**  
L.C. No. **11-036198-FH**

William B. Murphy, Chief Judge, acting under MCR 7.203(F)(1), orders:

The claim of appeal is DISMISSED for lack of jurisdiction because the September 26, 2011 order is not a final order appealable of right. MCR 7.202(6)(b); MCR 7.203(A). That order is not a final order under MCR 7.202(6)(b)(i) because it did not dismiss this case, but rather merely reduced a charge of operating while intoxicated causing serious impairment of body function to a charge of simple operating while intoxicated. At this time, appellant may seek to appeal the September 26, 2011 order only by filing a delayed application for leave to appeal under MCR 7.205(F).



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

DEC 01 2011

Date

  
Chief Clerk