

Court of Appeals, State of Michigan

ORDER

Ben McKenzie Jr v City of Detroit

Docket No. 312984

LC No. 11-003730-NF

Elizabeth L. Gleicher, Judge, acting under MCR 7.211(E)(2), orders:

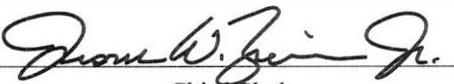
Upon notification of a pending bankruptcy proceeding that deprives this Court of the authority to continue its review of this case with respect to defendant-appellee City of Detroit, 11 USC 362 and 11 USC 922, the Court orders that the appeal is CLOSED without prejudice with respect to the City of Detroit only. The appeal may proceed with respect to defendant-appellee Progressive Marathon Insurance Company. See *Maritime Electric Co Inc, v United Jersey Bank*, 959 F2d 1194 (CA 3, 1991). The partial closure does not constitute a dismissal or a decision on the merits. When the bankruptcy stay has been removed, the appeal with respect to defendant-appellee City of Detroit may be reopened on motion.



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

AUG 02 2013

Date


Chief Clerk