

**Court of Appeals, State of Michigan**

**ORDER**

HLV LLC v ELC Leasing Corp

Docket No. 316053

LC No. 11-610558-CH

William C. Whitbeck  
Presiding Judge

E. Thomas Fitzgerald

Karen Fort Hood  
Judges

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The Court orders that the motion for reconsideration is GRANTED and the May 10, 2013 order is VACATED because the documentation provided by appellant establishes that the claim of appeal was timely filed from the March 26, 2013 order under MCR 7.204(A)(1)(b).

However, on the Court's own motion, the claim of appeal is DISMISSED for lack of jurisdiction because the March 26, 2013 postjudgment order is not a final order appealable of right. MCR 7.202(6)(a); MCR 7.203(A). Rather, it is apparent that the final order in this case under MCR 7.202(6)(a)(i) is the October 11, 2012 stipulated order of dismissal. At this time, appellant may seek to appeal the March 26, 2013 order by filing a delayed application for leave to appeal under MCR 7.205(F).



A true copy entered and certified by Angela P. DiSessa, Acting Chief Clerk, on

**JUN 20 2013**

Date

*Angela P. DiSessa*

Acting Chief Clerk