

**Court of Appeals, State of Michigan**

**ORDER**

**Robert Donald Jones v Nan Millen Jones**

Docket No. **328817**

LC No. **14-111404-DO**

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Michael J. Talbot, Chief Judge, acting under MCR 7.203(F)(1), orders:

The claim of appeal is DISMISSED for lack of jurisdiction because the July 24, 2015, order appealed from is not a final order as defined in MCR 7.202(6). MCR 7.203(A)(1). The postjudgment order denying a motion to set aside a divorce judgment cannot be considered a final order that is appealable by right.

Additionally, appellant's motion for postjudgment relief was not filed in the circuit court within the initial 21-day appeal period after entry of the April 29, 2015, judgment of divorce, or within further time allowed by the trial court. MCR 7.204(A)(1). Therefore, the instant claim of appeal also is not timely filed based on the order of April 29, 2015. MCR 7.204(A). At this time, appellant may seek to appeal only by filing a delayed application for leave to appeal under MCR 7.205(G).

*Michael J. Talbot*



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

**AUG 25 2015**

Date

*Jerome W. Zimmer Jr.*  
Chief Clerk