

Court of Appeals, State of Michigan

ORDER

D Haywood & Associates PC v Edward Karaus

Docket No. **329674**

LC No. **13-051178-CH**

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

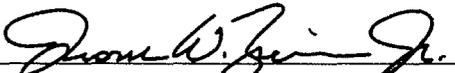
The claim of appeal is DISMISSED for lack of jurisdiction because it was not filed within 21 days of the September 17, 2015 order being appealed from and no motion for postjudgment relief was filed within the initial 21-day appeal period. MCR 7.204(A)(1)(a). Notably, while the claim of appeal literally states that it is filed as to a September 24, 2015 judgment or order, the circuit court register of actions reflects that no judgment or order was entered that day. Further, appellant provided a copy of the September 17, 2015 order in response to a Clerk's Office defect letter as the order appealed from and that is the last order reflected in the register of actions. Thus, the claim of appeal must be deemed to be taken from the September 17, 2015 order. At this time, appellant may seek to appeal the September 17, 2015 order only by filing a delayed application for leave to appeal under MCR 7.205(G).



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

NOV 18 2015

Date


Chief Clerk