

Court of Appeals, State of Michigan

ORDER

James D Wines v Donald Ray Ferguson

Docket No. **330449**

LC No. **15-036329-AV**

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 November 2, 2015 order of the circuit court on appeal from the district court is not appealable as a matter of right. MCR 7.203(A)(1)(a). Further, the claim of appeal was not timely filed within 21 days after entry of the November 2, 2015 order. MCR 7.204(A)(1)(a). At this time, appellants may seek to appeal the November 2, 2015 order by filing a delayed application for leave to appeal under MCR 7.205(G).

The motions for stay and immediate consideration are DENIED as moot.

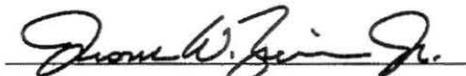
Appellants' affidavit of indigency is treated as a motion to waive fees, and the motion to waive fees is GRANTED for this case only.



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

DEC 23 2015

Date


Chief Clerk