

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: Fraser Trebilcock Davis & Dunlap v Boyce Trust 2350
Docket No. 302835
L.C. No. 09-006135-CZ

William B. Murphy, Chief Judge, acting under MCR 7.203(F)(1), orders:

The claim of appeal is **DISMISSED IN PART** as to the February 16, 2011 order because that order is not a final order appealable of right. MCR 7.202(6)(a); MCR 7.203(A). The February 16, 2011 order is not a final order under MCR 7.202(6)(a)(iv) because it does not award attorney fees and costs, but merely determines that appellee is entitled to such an award with the amount to be awarded to be determined at a subsequent hearing.

The claim of appeal remains pending as to the December 17, 2010 judgment.



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

MAR 14 2011

Date


Chief Clerk