

Court of Appeals, State of Michigan

ORDER

Mario Sentelle Cavin v Lake County Probate Court Chief Judge

Docket No. 316709

LC No. 00-003594-FC

David H. Sawyer, Chief Judge Pro Tem, acting under MCR 7.203(F)(1), orders:

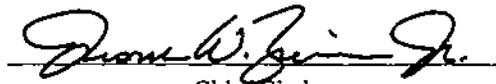
The original complaint for mandamus is DISMISSED for lack of jurisdiction. First, this Court lacks jurisdiction over this complaint for mandamus against a lower court judge because a superintending control order has replaced the writ of mandamus when directed to a lower court. MCR 3.302(C). Further, this Court's jurisdiction cannot be saved by treating the present complaint as a complaint for superintending control because the circuit court has jurisdiction to issue superintending control orders to lower courts, MCR 3.302(D)(1), and, accordingly, an action for superintending control may not be commenced in this Court in these circumstances since the Lake Circuit Court would have jurisdiction over such an action, MCR 3.301(A).



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

AUG 19 2013

Date


Chief Clerk