

Court of Appeals, State of Michigan

ORDER

State Treasurer v Patrick E Fender

Docket No. **313765**

LC No. **08-010550-CZ**

William B. Murphy, Chief Judge, acting under MCR 7.201(B)(3), orders:

The delayed application for leave to appeal in this file which was filed on December 7, 2012 is DISMISSED for failure to pursue the case in conformity with the rules. MCR 7.201(B)(3) and 7.216(A)(10). The Clerk of this Court provided notice regarding the nature of the defects in this filing, and the defects were not corrected in a timely manner by providing this Court with the entry fee of \$375 or five copies of a motion to waive fees and a copy of appellant's prisoner account statement for the prior 12 months; five copies of a current set of the circuit court register of actions; proof of service of the delayed application for leave to appeal on defendants; four more copies of the delayed application for leave to appeal; and five copies of the order appellant is seeking to appeal. Dismissal is without prejudice to whatever other relief may be available consistent with the Court Rules. Notably, the delayed application for leave to appeal in Docket No. 314082 which was filed on December 21, 2012 remains pending in this Court.



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

JAN 23 2013

Date

Larry S. Royster

Chief Clerk