

**Court of Appeals, State of Michigan**

**ORDER**

**Barry R Heydenberk Jr v Kimberly J Heydenberk**

Docket No. **314019**

LC No. **10-001147-DM**

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William B. Murphy, Chief Judge, acting under MCR 7.211(E)(2), orders:

On the Court's own motion, this Court's February 1, 2013 order is VACATED.

Further, the claim of appeal is DISMISSED for lack of jurisdiction because the November 30, 2012 order appealed from is not a final order as defined in MCR 7.202(6). MCR 7.203(A)(1). The postjudgment order regarding child support, spousal support, and parenting time cannot be considered an order affecting the custody of a minor under MCR 7.202(6)(a)(iii). At this time, appellant may seek to appeal the November 30, 2012 order only by filing a delayed application for leave to appeal under MCR 7.205(F).



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

FEB 12 2013

Date

  
Chief Clerk