Court of Appeals, State of Michigan

ORDER

Sherry C. Fox Leonard v John R. Leonard

Docket No. **317660**

LC No. **07-001849-DM**

William B. Murphy, Chief Judge, acting under MCR 7.217 and MCR 7.219(I), orders:

This appeal was involuntarily dismissed on September 26, 2013, for failure to ensure the timely filing of the stenographer's certificate. The 21-day period for filing a motion for reinstatement expired on October 17, 2013. On October 29, 2013, appellant filed an untimely motion for reinstatement which the Clerk's Office accepted as required by MCR 7.217(D)(2). The motion indicates that it was filed outside the 21-day period because appellate counsel never received the Clerk's involuntary dismissal notice or the order dismissing the appeal.

Attorney Jennifer M. Paine has established a reasonable basis for the delay in moving for reinstatement.

The motion for reinstatement is GRANTED, and this appeal is REINSTATED. Appellant shall ensure that the transcript is filed within 21 days from the date of the Clerk's certification of this order and that a notice of filing transcript is forwarded to this Court within 7 days thereafter. Appellant's brief on appeal shall be filed within 28 days after the transcript is filed or from the date of the Clerk's certification of this order, whichever is later.

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

DEC 12 2013
Date

Chief Clerk