

Court of Appeals, State of Michigan

ORDER

Michael A Kelly v Daniel Raymond Streeter

Docket No. **318605**

LC No. **13-003417-AV**

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

The claim of appeal is **DISMISSED** for lack of jurisdiction because the September 9, 2013 order of the circuit court on appeal from the district court is not appealable as a matter of right. MCR 7.203(A)(1)(a). Notably, appellant's application for leave to appeal the September 9, 2013 order has been assigned Court of Appeals Docket No. 318629 and remains pending in this Court.

The motion to waive fees is **GRANTED** for this case only.



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

OCT 31 2013

Date


Chief Clerk