

Court of Appeals, State of Michigan

ORDER

Elegance Distributors Inc v Jacob Putnam

Docket No. **318632**

LC No. **12-000512-CZ**

William B. Murphy, Chief Judge, acting under MCR 7.203(F)(1), orders:

The claim of appeal is **DISMISSED IN PART** as to the July 19, 2013, order appealed from. First, that order is not a final order under MCR 7.202(6)(a)(i) because it does not dispose of all claims in this case. Rather, the July 23, 2013, stipulated order of dismissal appears to be the final order in this case under MCR 7.202(6)(a)(i). Regardless, the claim of appeal was not timely filed as to either the July 19, 2013, or the July 23, 2013, order under MCR 7.204(A)(1)(a) because it was not filed within 21 days after entry of either of those orders. Further, the claim of appeal cannot be filed as to either of those orders under MCR 7.204(A)(1)(b) because no order has been entered deciding the motion for reconsideration of the July 19, 2013, order. At this time, appellant may seek to appeal the July 19, 2013, order by filing a delayed application for leave to appeal under MCR 7.205(F).

The claim of appeal remains pending as to the September 24, 2013, order appealed from.



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

NOV 18 2013

Date

Jerome W. Zimmer Jr.
Chief Clerk