

Court of Appeals, State of Michigan

ORDER

In re Mardigian Estate

Docket No. 319023

LC No. 12-011738-DE; 12-011765-TV

Michael J. Kelly
Presiding Judge

Donald S. Owens

Stephen L. Borrello
Judges

The Court orders that the motion to strike appellant's brief is GRANTED and that brief is STRICKEN. Appellant shall file a corrected brief on appeal within 28 days of the date of the Clerk's certification of this order.

Appellees are allowed 35 days from the date of service of the corrected appellant's brief to file their briefs on appeal.

Appellant's motion to permit limited addition to appellate court record is DENIED. The material that appellant seeks to add to the record is not properly considered in this appeal from the probate court order granting summary disposition because a trial court's ruling on a motion for summary disposition is to be based on "the substantively admissible evidence submitted up to the time of the motion." *Gorman v American Honda Motor Co*, 302 Mich App 113, 115; 839 NW2d 223 (2013).



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

MAR 21 2014

Date

Chief Clerk