Court of Appeals, State of Michigan

ORDER

ERIC BRADLEY V LINDA FRYE-CHAIKEN

Docket No. **379582**

LC No. **18-001059-CH**

Michael F. Gadola, Chief Judge, acting under MCR 7.203(F)(1), orders:

The claim of appeal is DISMISSED for lack of jurisdiction because the February 2, 2026 order is not appealable by right. MCR 7.203(A). The order denied appellant's motion to vacate two earlier orders. An order, which denies a motion for relief from another order, is not final under any of the definitions in MCR 7.202(6)(a) and is not otherwise appealable by right under any other court rule or statute, MCR 7.203(A)(2). An order denying relief from an earlier judgment or order is significant only to the extent that it may, in certain circumstances, act as a trigger for timing the filing of a claim of appeal from an order that is final and appealable by right. MCR 7.204(A)(1)(d). See also *Nye v Gable, Nelson, & Murphy*, 169 Mich App 411, 415; 425 NW2d 797 (1988). Because appellant clearly asserted her intent to claim an appeal from the February 2, 2026 order itself, as opposed to any earlier orders, and because the order is not final and appealable by right, the Court does not have jurisdiction. Dismissal is without prejudice to whatever other relief may be available consistent with the court rules.

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

March 30, 2026
Date

Chief Clerk