Court of Appeals, State of Michigan

ORDER

ALPENA CO BOARD OF COUNTY ROAD COMMISSIONERS V BRIAN TADAJEWSKI

Docket No. **377730**

LC No. **22-001899-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 October 2, 2025 order is not a final order appealable of right. MCR 7.202(6)(a); MCR 7.203(A). A postjudgment compensatory civil contempt order against a party to a case is not a final order under MCR 7.202(6)(a)(iv), even if it includes amounts measured by attorney fees and costs. *Alpena Co Bd of Co Rd Commr's v Tadajewski*, ___ Mich App ___; ___ NW2d ___ (Docket No. 374166, issued October 29, 2025). The trial court's certification of the order as a final order under MCR 7.202(6)(a)(iv), which must now be deemed inaccurate, is not controlling. *Faircloth v Family Independence Agency*, 232 Mich App 391, 401; 591 NW2d 314 (1998). Dismissal is without prejudice to the filing of a delayed application for leave to appeal under MCR 7.205(A)(4), provided such a filing meets all requirements under the court rules and is not time-barred.

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

November 24, 2025
Date

Chief Clerk