Court of Appeals, State of Michigan

ORDER

RICHARD ALLEN SMITH SR V YPSILANTI PUBLIC SCHOOLS

Docket No. **381898**

LC No. **26-000746-NZ**

Michael F. Gadola, Chief Judge, acting under MCR 7.211(E)(2), orders:

The motion for reconsideration of this Court's September 1, 2026 order is DENIED, appellant still having failed to cure all outstanding defects in his initial filing.

Additionally, the July 8, 2026 "order denying plaintiff's motion for default judgment and order extending summons," which was filed with the motion for reconsideration, is not a final order appealable by right. MCR 7.202(6)(a)(i); MCR 7.203(A)(1). Further, the August 5, 2026 order denying reconsideration of the July 8, 2026 order is not a final order appealable by right. *Nye v Gable, Nelson & Murphy*, 169 Mich App 411, 415; 425 NW2d 797 (1988). Therefore, this Court does not have jurisdiction over the claim of appeal even if all necessary defect cures were filed.

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

September 23, 2026
Date

Chief Clerk