Court of Appeals, State of Michigan

ORDER

DAVID H AHONEN & RUTH C AHONEN TRUST V JULIE THOMSEN

Docket No. **378745**

LC No. **2024-000809-CZ**

Stephen L. Borrello, Chief Judge Pro Tem, acting under MCR 7.203(F)(1), orders:

The "fee waiver request" is treated as a motion to waive fees and is GRANTED for this appeal only.

The claim of appeal is DISMISSED IN PART for lack of jurisdiction as to the December 8, 2025 "ex parte order denying petitioner's motions and sanction for violation of MCR 1.109." The order was a postjudgment order entered in a civil action commenced in probate court, and it does not meet the definition of a final order as set forth in MCR 7.202(6)(a). Therefore, the order was not appealable by right. MCR 5.801(A)(1). The claim of appeal remains pending as to the December 8, 2025 order granting "motion for costs and attorney fees," which is defined as a final order in MCR 7.202(6)(a)(iv). MCR 5.801(A).

This order is entered without prejudice to appellant filing an application for leave to appeal the December 8, 2025 "ex parte order denying petitioner's motions and sanction for violation of MCR 1.109," provided the filing meets all requirements under the court rules and is not time-barred.

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

December 30, 2025
Date

Chief Clerk