# Court of Appeals, State of Michigan

## ORDER

**NICHOLAS DAVID PAUL SEDLOCK V 36TH DISTRICT COURT**

Docket No. **382319**

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

The motion to waive fees and complaint for superintending control are DISMISSED, without prejudice, for lack of jurisdiction. Insofar as the complaint purportedly states a claim for "mandamus" against a lower court, that claim actually sounds in superintending control. See MCR 3.302(C) ("A superintending control order replaces . . . the writ of mandamus when directed to a lower court or tribunal."); *Adams v Adams*, 276 Mich App 704, 710-711; 742 NW2d 399 (2007) ("It is well settled that the gravamen of an action is determined by reading the complaint as a whole, and by looking beyond mere procedural labels to determine the exact nature of the claim."). And because plaintiff seeks superintending control over a district court—i.e., a trial court over which this Court lacks *direct* appellate jurisdiction—this Court lacks jurisdiction over the instant action. See MCR 7.203(C)(1).

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

September 8, 2026
Date

Chief Clerk