IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Darwyn P Fair v Willie Moody**
Docket No. **296206**
L.C. No. **2005-063458-CH**

David H. Sawyer, Chief Judge Pro Tem, acting under MCR 7.203(F)(1), orders:

The claim of appeal is DISMISSED for lack of jurisdiction because the postjudgment order confirming sale is not a final order appealable of right. MCR 7.202(6)(a); MCR 7.203(A) and (F). At this time, appellant may seek to appeal the December 9, 2009, order only by filing a delayed application for leave to appeal under MCR 7.205(F).

A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB 0 9 2010
Date

Sandra Schultz Mengel
Chief Clerk