IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **E T Mackenzie Company v RBS Companies Inc**
Docket No. **297406**
L.C. No. **06-010088-CH**

Donald S. Owens, Judge, acting under MCR 7.211(E)(2), orders:

Appellee Independent Bank's motion for leave to file a responsive brief to appellee Spartan Asphalt's brief is DENIED. The Clerk's Office is directed to return the brief with this order.

Judge Donald S. Owens

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

OCT 26 2010
Date

Sandra Schultz Mengel
Chief Clerk