

FILED

JUN 20 2005

MICHIGAN PUBLIC
SERVICE COMMISSION

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Attorney General v MPSC**

Docket No. **262351**

L.C. No. **00-012999**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The claim of appeal is DISMISSED for lack of jurisdiction because the March 29, 2005 order does not fix any of the categories set forth in MCL 462.26. Not every order is appealable to the Court of Appeals. See *Attorney General v PSC*, 237 Mich App 27 (1999). The Attorney General argues that the order is fixing a practice or regulation. However, an order that modifies the filing dates for an individual case is not fixing a practice or regulation and does not fall within MCL 462.26(1). Though the Attorney General has not filed a motion, he suggests that the case be transferred to Ingham Circuit Court under MCL 462.26(3). However, the appeal filed in this Court was a claim of appeal and there has been no showing that there would be an appeal of right of the order to Ingham Circuit Court.



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

JUN 15 2005

Date

Sandra Schultz Mengel
Chief Clerk