# Court of Appeals, State of Michigan

## ORDER

People of MI v Randall Owen Couturier

Docket No. 252175

LC No. 02-010721; 02-010903

Kathleen Jansen
Presiding Judge

Christopher M. Murray

Pat M. Donofrio
Judges

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On the Court's own motion, the January 25, 2005 opinion is hereby VACATED. The opinion contained the following clerical error: The opinion failed to list both lower court numbers 02-0100721 and 02-010903 on the opinion. A new opinion is attached which corrects the error as follows: LC No. 02-010721 and LC No. 02-010903.

For clarification purposes the following sentences were changed:

Thus, the prosecution has not established that this constitutional error was harmless beyond a reasonable doubt. *Carines, supra* at 774; *Cunningham, supra* at 657. Accordingly, we reverse and remand for a new trial.

Changed to:

The prosecution has not established that this constitutional error was harmless beyond a reasonable doubt with regard to any of the convictions. *Carines, supra* at 774; *Cunningham, supra* at 657. Accordingly, we reverse defendant's convictions from both lower court nos. 02-010721 and 02-010903, and remand for a new trial.

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

FEB 10 2005
Date

Sandra Schultz Mengel
Chief Clerk